

# TOWN OF CLIFTON PARK TOWN BOARD MEETING

January 10, 2022

The Town Board meeting can be viewed live by visiting [www.cliftonpark.org](http://www.cliftonpark.org) Scroll down to click



- I. Call to Order/7:00 P. M. – Wood Room, Town Hall**
- II. Pledge to Flag**
- III. Roll Call**
- IV. Approval of Town Board Minutes**
- V. Communications/Announcements**
- VI. Business**
  - **Resolutions for Consideration**
  - **Other Business**
- VII. Open Public Privilege**

NOTE:

At this time, the Town Board meeting will be open to the public following CDC and New York State Guidelines for COVID-19. Please check [www.cliftonpark.org](http://www.cliftonpark.org) for final agenda and updates. 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  
**January 10, 2022**

<u>SOURCE</u>	<u>RESOLUTION</u>	<u>CONTACT</u>
1. Buildings & Grounds	Authorize the purchase of mowing equipment and trail equipment from Grassland Equipment & Irrigation Corp. for use at designated areas throughout Town	P. Barrett
2. Buildings & Grounds	Authorize the purchase of a Jacobsen HR-700 mower for use throughout the Town from MTE Equipment Solutions	P. Barrett
3. Buildings & Grounds	Authorize the purchase two (2) new Chevrolet 2500HD pickups with snowplow from Denooyer Chevrolet Inc.	P. Barrett
4. Comptroller	Authorize the Town Supervisor to sign an amendment to the Administrative Services Agreement for the 457 Plan to adjust investment choices based on Investor analysis	P. Barrett
5. Parks & Recreation	Authorize transfer from Contingency to Historian for the purchase of several archival storage units	A. Flood
6. Supervisor's Office	Authorize the Town Clerk to publish a public hearing notice for consideration of the Eagle Crest Plantation PDD amendments	P. Barrett
7. Highway	Authorizing acceptance of depreciation estimates from Selective Insurance for the fire loss in the Highway Department, and authorizing preparations for demolition and replacement of the "White Building"	A. Standaert & D. Bull
8. Town Board	Establish a Deer Management Group in the Town of Clifton Park. <i>(See New York State DEC links below for its deer management guidelines and plans)</i> <a href="https://www.dec.ny.gov/docs/wildlife_pdf/commdeermgmtguide.pdf">https://www.dec.ny.gov/docs/wildlife_pdf/commdeermgmtguide.pdf</a> <a href="https://www.dec.ny.gov/docs/wildlife_pdf/deerplan21.pdf">https://www.dec.ny.gov/docs/wildlife_pdf/deerplan21.pdf</a> <a href="https://www.dec.ny.gov/docs/wildlife_pdf/decdeerreport18.pdf">https://www.dec.ny.gov/docs/wildlife_pdf/decdeerreport18.pdf</a>	A. Flood

Resolution No. \_\_\_\_\_ of 2022, a resolution authorizing the purchase of mowing and trail grooming equipment for use by the Buildings and Grounds Department.

Introduced by \_\_\_\_\_, who moved its adoption, seconded by \_\_\_\_\_.

WHEREAS, Daniel Clemens, Director of Buildings, Parks, and Recreation, has requested authorization to purchase new equipment for use by the Buildings, Parks, and Recreation Department, and

WHEREAS, Mr. Clemens has recommended that the Board approve the purchase of (1) Toro 5910, (1) Toro Z Master 3000 with bagger, and (1) Dingo TX1000 power rake, and (1) Toro Greensmaster 3150-Q from Grassland Equipment & Irrigation Corp., 892-898 Troy-Schenectady Road, Latham, be purchased for the amounts listed below and on the attached quotes, under New York State Contract PC68896, Group 40625 Heavy Equipment, Award PGB-22792 for a total not to exceed \$204,759.74; now, therefore, be it

RESOLVED, that the Clifton Park Town Board hereby authorizes the purchase of the (4) specified pieces of mowing and grooming equipment from Grassland Equipment & Irrigation, as described in the attached documents, at a total cost not to exceed \$204,759.74, under State Contract PC68896, to be paid for by a municipal lease from the following accounts:

- Toro 5910 from A-07112-00145 [Common] .....\$112,750.00
- Toro Z Master from A-07110-00145 [Town] .....\$17,641.18
- Dingo TX1000 from A-07629-00145 [Trails] ..... \$45,542.10
- Toro Greenmaster from A-07190-00145 [Barney Rd Golf Course].....\$28,826.46

**Meg Springli**

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**From:** Town of Clifton Park <noreply@cliftonpark.org>  
**Sent:** Wednesday, December 29, 2021 2:52 PM  
**To:** Meg Springli  
**Subject:** Resolution Request for TB Meeting: 01-10-2022  
**Attachments:** 61ccbc52cdfa8-Grassland Toro equipment backup 1.10.22.pdf

An item has been submitted to the Resolution Request form for review.

Department: **B&G**  
Contact email: **dclemens@cliftonpark.org**

Requested Meeting Date: **01-10-2022**

Brief Description: **Purchase mowing equipment and trail equipment from Grassland Equipment & Irrigation Corp., 892-898 Troy-Schenectady Road Latham, Authorized Toro state contract dealer, Group 40625 Heavy Equipment. Award PGB-22792, Contract: PC68896.**  
**Toro 5910 for use at the Common - \$112,750.00**  
**Toro Z master 3000 series with bagger for use throughout the town - \$17,641.18**  
**Dingo TX1000 wide track w/ power rake for use on trails - \$45,542.10**  
**Toro Greensmaster 3150-Q for use at Barney Road Golf Course - \$28,826.46**

Budget #:  
Budget Description:  
\$ Amount: **204759.74**

Additional Comments/Details: **To be paid with municipal lease for equipment**

**COMPROLLER APPROVAL or Comments:**

**ATTORNEY APPROVAL or Comments:**



# ELECTRONIC RESOLUTION REQUEST

Please type in this form. Scan and attach all backup materials.

Must be submitted by email to [mspringli@cliftonpark.org](mailto:mspringli@cliftonpark.org)

CC: [jspiegel@cliftonpark.org](mailto:jspiegel@cliftonpark.org)

SOURCE (DEPARTMENT): B&G CONTACT: D.Clemens

REQUESTED MEETING DATE: January 10, 2022 (Subject to approval. Submissions received after NOON on the deadline date\* may be delayed to the next meeting)

## BRIEF DESCRIPTION

Purchase mowing equipment and trail equipment from Grassland Equipment & Irrigation Corp., 892-898 Troy-Schenectady Road Latham, Authorized Toro state contract dealer, Group 40625 Heavy Equipment. Award PGB-22792, Contract: PC68896.  
Toro 5910 for use at the Common - \$112,750.00  
Toro Z master 3000 series with bagger for use throughout the town - \$17,641.18  
Dingo TX1000 wide track w/ power rake for use on trails - \$45,542.10  
Toro Greensmaster 3150-Q for use at Barney Road Golf Course - \$28,826.46

BUDGET #: \_\_\_\_\_

BUDGET DESC: \_\_\_\_\_

\$ AMOUNT: 204,759.74

**\*\*Please contact Comptroller x233 to verify Budget Line and #. Resolution Requests without verified funding sources will not be placed on an agenda** Mark E. Heggen

## ADDITIONAL COMMENTS/DETAILS

To be paid with municipal lease for equipment

Toro 5910 for Common - A-07112-00145

Toro Z Master - A-07110-00145

Dingo TX1000 - A-07629-00145

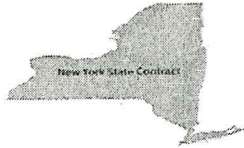
Toro Greenmaster - A-07190-00145

*\*Typical Submission dates are Wednesday prior to the meeting, however, may be subject to change due to holiday schedules.*



4536 Morgan Place  
 Liverpool, New York  
 Phone: 1-315-457-0181  
 Parts Fax: 1-800-950-4342  
 Office Fax: 1-315-457-0312

892-898 Troy Schenectady Rd  
 Latham, New York  
 Phone: 1-518-785-5841  
 Parts Fax: 1-800-950-4342  
 Office Fax: 1-518-785-5740



QMS Quote #	
Date:	21-Dec-21
Inquiry Date:	
Prices Subject to Change	Prices Subject to Change
Estimated Delivery:	
Terms:	
F.O.B.	Delivered
Shipped Via:	Truck
Height of Cut:	
Purchase Order #	
Ship to Zip Code	

To: Customer Name: Town of Clifton Park Buildings Parks & Rec  
 Address:  
 City State Zip Clifton Park, NY  
 Attn: Dan Clemens  
 Phone: 518-281-5065

Email Contact: dclemens@cliftonpark.org

In Response to your inquiry, we submit the following Quotation;  
 Purchase Orders should list the Vendor as Grassland Equipment & Irrigation Corp.

Salesman	Brett Belden
Cell Phone	838-219-8569
Email	bbelden@grasslandcorp.com

**Group 40625 Heavy Equipment. Award PGB-22792,  
 Contract: PC68896 Now to May13, 2022**

Qty	Model Number	Description	2021 Sugg. Retail Price	NYS Contract Price	Extension
1	31699	31699-403444945 GM5910 Demo	\$172,414.00	\$112,750.00	\$112,750.00

Demo Unit has 110hrs and will come with TPP Comprehensive Warranty coverage until 7/25/24



NOTES		TOTALS	
Delivery Contact Name		Equipment Total @ MSRP	\$172,414.00
Delivery Contact Phone Number		Discount	(\$59,664.00)
Due to the global supply chain, lead times may be substantially longer than normal. Grassland will strive to deliver products in a timely manner, but cannot guarantee lead times. Product pricing for this quote is based off of current manufactures list pricing, which may change prior to delivery. Grassland agrees to maintain the quoted discount percentages in the event MSRP increases. You will be notified of any price changes prior to delivery and may cancel the order without penalty at that time.		<b>Total Equipment</b>	<b>\$112,750.00</b>
		Toro Protection Plus	\$ -
		Trade Ins	\$ -
		Set Up	\$ -
		Delivery Charges	\$ -
		<b>Total</b>	<b>\$112,750.00</b>
Customer Acceptance	Date:	<b>\$112,750.00</b>	



4536 Morgan Place  
 Liverpool, New York  
 Phone: 1-315-457-0181  
 Parts Fax: 1-800-950-4342  
 Office Fax: 1-315-457-0312

892-898 Troy Schenectady Rd  
 Latham, New York  
 Phone: 1-518-785-5841  
 Parts Fax: 1-800-950-4342  
 Office Fax: 1-518-785-5740



QMS Quote #	
Date:	21-Dec-21
Inquiry Date:	
Prices Subject to Change	Prices Subject to Change
Estimated Delivery:	
Terms:	
F.O.B.	Delivered
Shipped Via:	Truck
Height of Cut:	
Purchase Order #	
Ship to Zip Code	

To: Customer Name: Town of Clifton Park Buildings Parks & Rec  
 Address:  
 City State Zip Clifton Park, NY  
 Attn: Dan Clemens  
 Phone: 518-281-5065

Email Contact: dclemens@cliftonpark.org

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Cell Phone	838-218-8569
Email	bbelden@grasslandcorp.com
<b>Group 40625 Heavy Equipment. Award PGB-22792, Contract: PC68896 Now to May13, 2022</b>	

Qty	Model Number	Description	2021 Sugg. Retail Price	NYS Contract Price	Extension
1	72967	31 HP Kawasaki FX w/ 60" TURBO FORCE Deck - MyRIDE	\$19,014.00	\$13,880.22	\$13,880.22
1	78563	Triple Soft Bagger-60" Deck (use with 78553) [3]	\$3,206.00	\$2,340.38	\$2,340.38
1	78553	Z Master E-Z Vac Blower & Drive Kit for 60" Deck	\$1,946.00	\$1,420.58	\$1,420.58

NOTES		TOTALS	
Delivery Contact Name		Equipment Total @ MSRP	\$24,166.00
Delivery Contact Phone Number		Discount	(\$6,524.82)
Due to the global supply chain, lead times may be substantially longer than normal. Grassland will strive to deliver products in a timely manner, but cannot guarantee lead times. Product pricing for this quote is based off of current manufactures list pricing, which may change prior to delivery. Grassland agrees to maintain the quoted discount percentages in the event MSRP increases. You will be notified of any price changes prior to delivery and may cancel the order without penalty at that time.		<b>Total Equipment</b>	<b>\$17,641.18</b>
		Toro Protection Plus	\$ -
		Trade Ins	\$ -
		Set Up	\$ -
		Delivery Charges	\$ -
		<b>Total</b>	<b>\$17,641.18</b>
Customer Acceptance	Date:	<b>\$17,641.18</b>	



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892-898 Troy Schenectady Rd  
 Latham, New York  
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To: Customer Name: Town of Clifton Park Buildings Parks & Rec  
 Address:  
 City State Zip Clifton Park, NY  
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Cell Phone	838-218-8569
Email	bbelden@grasslandcorp.com

**Group 40625 Heavy Equipment. Award PGB-22792,  
 Contract: PC68896 Now to May13, 2022**

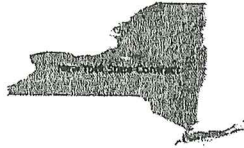
Qty	Model Number	Description	2021 Sugg. Retail Price	NYS Contract Price	Extension
1	22328	Dingo TX 1000 Wide Track	\$43,995.00	\$36,515.85	\$36,515.85
1	22409	Standard Bucket	\$925.00	\$767.75	\$767.75
1	22426	Direct Drive Power Box Rake	\$9,950.00	\$8,258.50	\$8,258.50

NOTES		TOTALS	
Delivery Contact Name		Equipment Total @ MSRP	\$54,870.00
Delivery Contact Phone Number		Discount	(\$9,327.90)
Due to the global supply chain, lead times may be substantially longer than normal. Grassland will strive to deliver products in a timely manner, but cannot guarantee lead times. Product pricing for this quote is based off of current manufactures list pricing, which may change prior to delivery. Grassland agrees to maintain the quoted discount percentages in the event MSRP increases. You will be notified of any price changes prior to delivery and may cancel the order without penalty at that time.		<b>Total Equipment</b>	<b>\$45,542.10</b>
		Toro Protection Plus	\$ -
		Trade Ins	\$ -
		Set Up	\$ -
		Delivery Charges	\$ -
		<b>Total</b>	<b>\$45,542.10</b>
Customer Acceptance	Date:		<b>\$45,542.10</b>



4536 Morgan Place  
 Liverpool, New York  
 Phone: 1-315-457-0181  
 Parts Fax: 1-800-950-4342  
 Office Fax: 1-315-457-0312

892-898 Troy Schenectady Rd  
 Latham, New York  
 Phone: 1-518-785-5841  
 Parts Fax: 1-800-950-4342  
 Office Fax: 1-518-785-5740



<b>QMS Quote #</b>	<b>Q85924</b>
<b>Date:</b>	28-Dec-21
<b>Inquiry Date:</b>	
<b>Prices Subject to Change</b>	Prices Subject to Change
<b>Estimated Delivery:</b>	
<b>Terms:</b>	
<b>F.O.B.</b>	Delivered
<b>Shipped Via:</b>	Truck
<b>Height of Cut:</b>	
<b>Purchase Order #</b>	
<b>Ship to Zip Code</b>	

To: Customer Name: Town of Clifton Park Buildings Parks & Rec  
 Address:  
 City State Zip Clifton Park, NY  
 Attn: Dan Clemens  
 Phone: 518-281-5065

Email Contact: dclemens@cliftonpark.org

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<b>Salesman</b>	Brett Belden
<b>Cell Phone</b>	838-219-8569
<b>Email</b>	bbelden@grasslandcorp.com

**Group 40625 Heavy Equipment. Award PGB-22792,  
 Contract: PC68896 Now to May13, 2022**

Qty	Model Number	Description	2021 Sugg. Retail Price	NYS Contract Price	Extension
1	04358	Greensmaster 3150-Q	\$36,957.00	\$28,826.46	\$28,826.46

NOTES		TOTALS	
<b>Delivery Contact Name</b>		<b>Equipment Total @ MSRP</b>	\$36,957.00
<b>Delivery Contact Phone Number</b>		<b>Discount</b>	(\$8,130.54)
Due to the global supply chain, lead times may be substantially longer than normal. Grassland will strive to deliver products in a timely manner, but cannot guarantee lead times. Product pricing for this quote is based off of current manufactures list pricing, which may change prior to delivery. Grassland agrees to maintain the quoted discount percentages in the event MSRP increases. You will be notified of any price changes prior to delivery and may cancel the order without penalty at that time.		<b>Total Equipment</b>	<b>\$28,826.46</b>
		Toro Protection Plus	\$ -
		Trade Ins	\$ -
		Set Up	\$ -
		Delivery Charges	\$ -
		<b>Total</b>	\$28,826.46
Customer Acceptance	Date:	<b>\$28,826.46</b>	

Resolution No. \_\_\_\_\_ of 2022, a resolution authorizing the purchase of one Jacobsen mower for use by the Buildings & Grounds Department from an existing Massachusetts State Contract # FAC116.

Introduced by \_\_\_\_\_, who moved its adoption, seconded by \_\_\_\_\_.

WHEREAS, after assessing the needs of the Buildings & Grounds Department, Daniel Clemens has recommended the purchase of one Jacobsen HR-700 mower for use throughout Town per the attached, and

WHEREAS, the prices quoted are extended from the Massachusetts State award, under the provisions of New York State General Municipal Law Section 103 of the General Municipal Law which allows one municipality to utilize existing contracts of another municipality as long as that contract was pursuant to competitive bidding consistent with state law and made available for use by other government entities, and

WHEREAS, General Municipal Law Section 103(16) 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, Daniel Clemens has recommended that the pricing from MTE Solutions, 10 Green Mountain Drive, Cohoes, NY be accepted for an amount of \$81,159.54; now therefore be it

RESOLVED, that the Buildings & Grounds Department is authorized to purchase one Jacobson HR-700 mower as per the attached Schedule A from MTE Solutions in Cohoes, NY, and be it further

RESOLVED, that the Clifton Park Town Board hereby authorizes the purchase under Massachusetts State Contract #FAC116, in an amount not to exceed \$81,159.54, to be paid through a municipal lease.

**Meg Springli**

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**From:** Town of Clifton Park <noreply@cliftonpark.org>  
**Sent:** Wednesday, December 29, 2021 2:53 PM  
**To:** Meg Springli  
**Subject:** Resolution Request for TB Meeting: 01-10-2022  
**Attachments:** 61ccbca04d44a-Jacobsen HR700 backup 1.10.22.pdf

An item has been submitted to the Resolution Request form for review.

Department: **B&G**  
Contact email: **dclemens@cliftonpark.org**

Requested Meeting Date: **01-10-2022**

Brief Description: **Purchase Jacobsen HR-700 mower for use throughout the town from MTE Equipment Solutions, 10 Green Mountain Drive Cohoes, for \$81,159.54, piggy back Massachusetts State Contract FAC116**

Budget #:  
Budget Description:  
\$ Amount: **81159.54**

Additional Comments/Details: **To be paid with municipal lease for equipment**

**COMPROLLER APPROVAL or Comments:**

**ATTORNEY APPROVAL or Comments:**



# ELECTRONIC RESOLUTION REQUEST

Please type in this form. Scan and attach all backup materials.

Must be submitted by email to [mspringli@cliftonpark.org](mailto:mspringli@cliftonpark.org)

CC: [jspiegel@cliftonpark.org](mailto:jspiegel@cliftonpark.org)

SOURCE (DEPARTMENT): B&G CONTACT: D.Clemens

REQUESTED MEETING DATE: January 10, 2022 (Subject to approval. Submissions received after NOON on the deadline date \* may be delayed to the next meeting)

## BRIEF DESCRIPTION

Purchase Jacobsen HR-700 mower for use throughout the town from MTE Equipment Solutions, 10 Green Mountain Drive Cohoes, for \$81,159.54, piggy back Massachusetts State Contract FAC116

BUDGET #: \_\_\_\_\_

BUDGET DESC: \_\_\_\_\_

\$ AMOUNT: 204,759.74

**\*\*Please contact Comptroller x233 to verify Budget Line and #. Resolution Requests without verified funding sources will not be placed on an agenda** Mark E. Heggan

## ADDITIONAL COMMENTS/DETAILS

To be paid with municipal lease for equipment

*\*Typical Submission dates are Wednesday prior to the meeting, however, may be subject to change due to holiday schedules.*



10 Green Mountain Drive  
 Cohoes, NY 12047  
 Phone: (518) 783-0668  
 Fax: (585) 334-6332  
 mteequipmentsolutions.com

# QUOTE - DO NOT PAY

Quote: 02-51619  
 Date: 12/22/2021

PO:  
 CustId: CLIFTON PARK

Cust Email:  
 Phone: (518) 371-6651 x251  
 Salesperson: rfosmer  
 User: rfosmer

**Bill To:**

Town of Clifton Park 166006  
 One Town Hall Plaza  
 Clifton Park, NY 12065

**Ship To:**

Town of Clifton Park  
 Attn: Jeff  
 Transfer Station  
 217 Vischers Ferry Road  
 Rexford, NY 12148 US  
 (518) 371-6669 x

PRICING IS FROM MASSACHUSETTS STATE CONTRACT FAC116

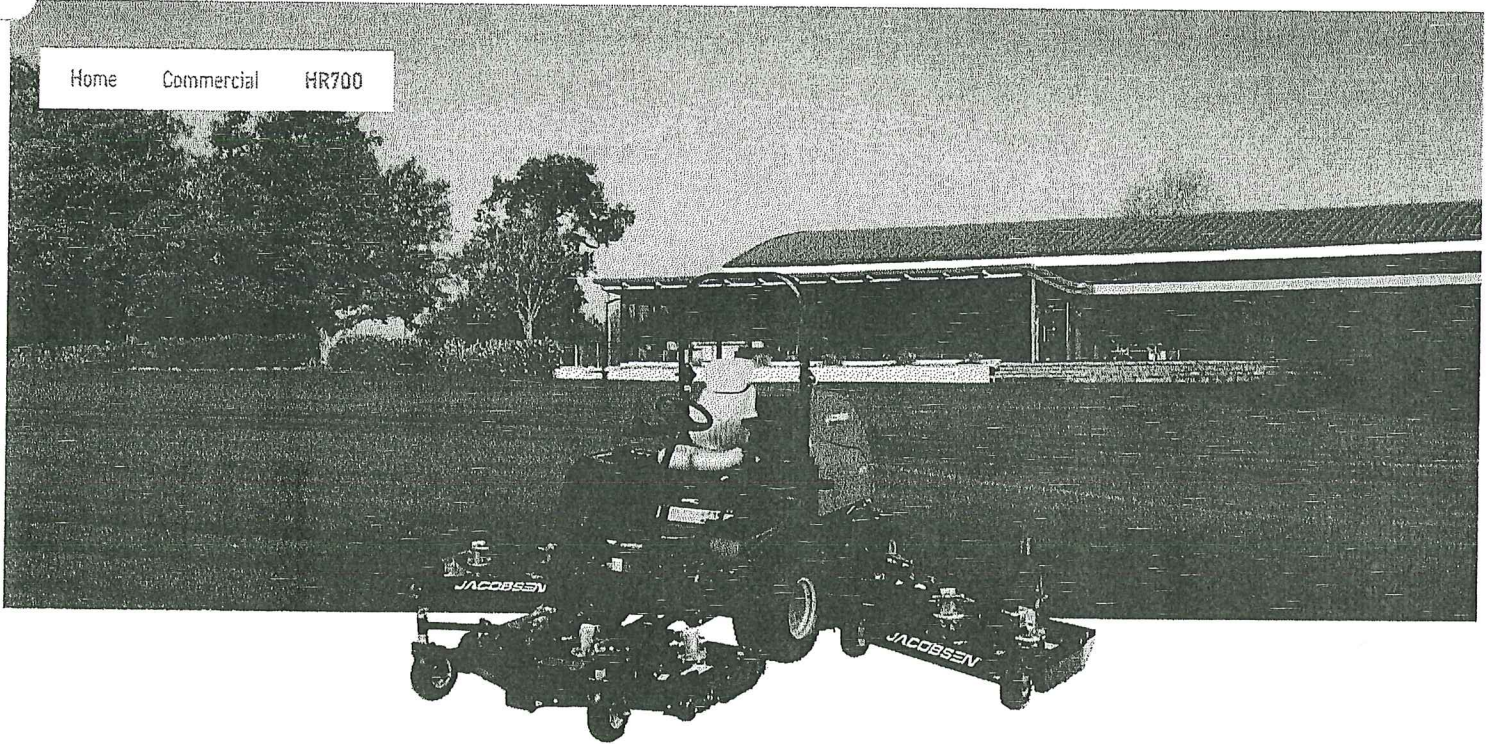
Item	Type	Description	Qty	Tax	Price	Discount	Net Price
HR700	PA	WG - HR700 - Wide Area Rotary Mower	1.0000		\$0.00		\$0.00
JMC.JHR700F	PA	WG - HR700 Rotary Mower, ROPS, Stage V w Reversin	1.0000		\$105,186.00		\$105,186.00
JMC.LMAC651-P	PA	WG - Deck Wheel Conversion to Semi Pneumatic, Fac	1.0000		\$216.00		\$216.00
<b>Total:</b>							<b>\$105,402.00</b>

**Totals**

Sub Total: \$105,402.00  
 Discount: 23.00% (\$24,242.46)  
 Total Tax: \$0.00  
 Invoice Total: \$81,159.54

Signature: \_\_\_\_\_

THIS QUOTE VALID FOR 30 DAYS. PLEASE SIGN AND RETURN TO EXECUTE THIS CONTRACT. ALL PRICES QUOTED ARE REFLECTIVE OF A CASH DISCOUNT. PAYMENT MUST BE MADE AT OR PRIOR TO DELIVERY. FAX: 585-334-6332 OR EMAIL: BHOLMAN@MTE.US.COM. THIS DOCUMENT CONSTITUTES A LEGAL BINDING AGREEMENT.

**JACOBSEN**[Home](#) [Commercial](#) [HR700](#)

# HR700

## POWERFUL LARGE AREA ROTARY MOWER

*Jake's Take* **WIDEST WIDTH OF CUT IN CLASS**

The HR700 lets you take Jake's power anywhere. A narrow 65" (1.65 m) transport width helps you reach areas other mowers can't in estates, parks, airports, and military bases. Low maintenance decks get you on the job quickly, and unrivalled comfort during operation keeps you mowing until the work is done.

[WATCH VIDEO >](#)

[VIEW PRODUCT MANUAL >](#)

[LOOK UP A PART >](#)

[ORDER PARTS ONLINE >](#)



FIND A DEALER





STATE OF NEW YORK  
OFFICE OF THE STATE COMPTROLLER  
110 STATE STREET  
ALBANY, NEW YORK 12236

July 2016

**To: Chief Fiscal Officers**

**Subject: New “Piggybacking” Law - Exception to Competitive Bidding (Updated)**

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**Please provide copies of this bulletin to others who may need this information.**

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Background

Effective August 1, 2012, a new subdivision 16 was added to General Municipal Law (GML) § 103 to authorize political subdivisions and districts therein to purchase apparatus, materials, equipment and supplies, and to contract for services related to the installation, maintenance or repair of those items, through the use of contracts let by the United States or any agency thereof, any state or any other political subdivision or district therein. The contract must be made available for use by other governmental entities.

This exception to GML § 103 (1), as originally enacted, provided that the contract must have been let in a manner that constitutes competitive bidding consistent with state law. GML § 103 (16) was amended by chapter 497 of the Laws of 2013, to provide that the contract must be let either to the lowest responsible bidder or on the basis of best value in a manner consistent with GML § 103. The amendment to subdivision 16 became effective on November 13, 2013. GML § 103 (16) is scheduled to expire on July 31, 2019.<sup>1</sup> Political subdivisions (other than New York City) that wish to make procurements under GML § 103 (16) through the use of a contract let on the basis of best value must have first authorized the use of best value for awarding their own purchase contracts by local law, or in the case of district corporations (e.g. fire districts), school districts and BOCES, rule, regulation, or resolution. This authorization may be accomplished by the adoption of a single local law or single rule, regulation, or resolution. The stated purpose of GML § 103 (16) is to reduce administrative and product cost, and increase efficiencies.<sup>2</sup>

Many local governments have been approached by vendors offering goods and services under other governmental contracts and, in some cases, vendors have asserted that the contract falls within the exception in GML § 103 (16). It is the responsibility of local officials to review each proposed procurement to determine, on advice of the local government’s counsel as appropriate, whether the procurements falls within the exception. To assist local government officials in undertaking this review, we offer the following guidance.

### Three Prerequisites

There are three prerequisites that must be met in order for a procurement of apparatus, materials, equipment and supplies, and related installation, repair and maintenance services, to fall within this exception:

(1) The contract must have been let by the United States or any agency thereof, any state or any other political subdivision or district therein. Therefore, there must be an underlying contract let by one of the listed governmental entities. Contracts developed for use by local governments that are let by private parties (e.g., a private company, association or not-for-profit corporation is the party awarding the contract to the vendor), and not by the United States or any agency thereof, any state or any other political subdivision or district therein, would not fall within the exception.<sup>3</sup>

The phrase “any state or other political subdivision or district therein” clearly includes other states, and political subdivisions in other states. In our view, it also includes New York State political subdivisions. Therefore, in addition to the current competitive bidding exception for certain purchases through contracts of New York State counties (County Law § 408-a; GML § 103 [3]), local governments also may purchase through qualifying contracts let by other New York State political subdivisions under this exception.

(2) The contract must have been made available for use by other governmental entities. This means that the other governmental entity has taken steps to make its contract available for New York local governments. In general, this would occur by inclusion in the contract let by the other entity of a clause extending the terms and conditions of the contract to other governmental entities. Unilateral offers by vendors to extend contract pricing and other terms and conditions would not fall within the exception.

(3) The contract must have been “let to the lowest responsible bidder or on the basis of best value in a manner consistent with this section.” The term “consistent with this section” refers to General Municipal Law § 103 (and related case law) applicable to New York State political subdivisions. The purchasing local government would need to obtain background information on the procedures used to let the contract and, as necessary, consult with its counsel, to determine whether this prerequisite is met. Additional guidance on complying with this prerequisite follows.

### Determining Consistency with GML § 103

In order for a non-New York contract to have been let to the lowest responsible bidder or on the basis of best value (competitive offering)<sup>4</sup> in a manner “consistent” with GML § 103, the procedures used by that government need not be exactly the same as those under GML § 103.

Rather, the procedures for letting the non-New York contract must be in harmony or general agreement with, and further the same principles as the competitive bidding or best value requirements of GML § 103.<sup>5</sup> In this regard, the courts in this state have stated that the underlying purposes of GML § 103 are to guard against favoritism, improvidence, extravagance, fraud and corruption, and to foster honest competition in order that the local government may obtain the best goods and services at the lowest possible price to protect the public fisc.<sup>6</sup>

Based on the provisions of GML § 103 as construed by the courts in this State, and the underlying purposes of GML § 103, we believe there are four fundamental elements that should be present in the procedures used by the non-New York entity in letting its contract in order for the process to have been let to the lowest responsible bidder or on the basis of best value consistent with GML § 103. These elements are:

- Public solicitation of bids or, in the case of best value, offers. A public solicitation is consistent with the statutory advertising requirement in GML § 103,<sup>7</sup> and serves to ensure that the purposes of GML § 103 are furthered.
- Submission of sealed bids or offers, or analogous procedures to secure and preserve the integrity of the process and confidentiality of the bids or offers submitted. A secure competitive bidding or best value process is consistent with the sealed competitive bidding and competitive offering requirements of GML § 103<sup>8</sup> and helps foster honest competition and guard against collusion.
- Preparation of specifications, or a similar document that provides a common standard for bidders or offerers to compete fairly. Consistent with the purposes of GML § 103, the contracting entity, in advance of the submission of bids or offers, should convey the nature of the goods or services and other information necessary for prospective bidders or offerers to make an intelligent evaluation and bid or offer, without being unduly restrictive.<sup>9</sup> In the case of a best value process, this generally should include a description of the manner in which the evaluation of the offers and award of the contract will be conducted and, as appropriate, identify the relative importance or weight of price and non-price factors.<sup>10</sup>
- Award to the lowest bidder who materially or substantially meets the bid specifications and is determined to be a responsible bidder, or in the case of a best value process, an award to the responsive and responsible offerer<sup>11</sup> which optimizes quality, cost and efficiency, reflecting objective and quantifiable analysis, whenever possible.<sup>12</sup> A contract awarded through a negotiation process would not be consistent with the requirements and purposes of awarding to the lowest responsible bidder or on the basis of best value in a manner consistent with GML § 103.

### Other Factors to Consider; Internal Controls.

- Contractual Relationship. By placing an order with the contract vendor, the purchasing local government generally will be entering into a contractual relationship with that vendor in accordance with the terms and conditions of the contract. Accordingly, local officials, in consultation with the attorney for the local government as necessary, should carefully review those terms and conditions before making the purchase. In some cases, the contract may have been let in a manner consistent with GML § 103, but the terms and conditions of the contract may conflict with other New York State laws or regulations.<sup>13</sup> This could result in the local government being unable to use the contract.
- Audit of Claims. The payment to the contract vendor will be subject to standard procedures for claims processing, including audit of claims procedures.
- Cost Savings Justification. Unlike recent amendments to GML §§ 103 (3) and 104 pertaining to county and certain federal contracts (e.g. L 2003, ch 62; L 2011, ch 97), GML § 103 (16) does not expressly require local governments to consider whether the contract will result in cost savings. Nonetheless, local officials should perform a cost-benefit analysis before utilizing this exception. This will help ensure that the local government is furthering the underlying purposes of the new law, and that the procurement is consistent with the purposes of GML § 103. The analysis should be used to demonstrate whether “piggybacking” is cost effective and should consider all pertinent cost factors, including any potential savings on the administrative expense that would be incurred if the local government initiated its own competitive bidding or best value process.
- Documentation. Local governments should maintain appropriate documentation to allow for a thorough review of the decision to use this exception to competitive bidding by local government officials, external auditors and taxpayers. This documentation may include such items as copies of the contract, analysis of the contract to ensure it meets the three prerequisites stated above, and cost savings analysis including consideration of other procurement methods.

### Procurements Below the Bidding Monetary Threshold; Policies and Procedures

As noted, GML § 103 (16) provides an exception to the requirements of subdivision one of that section. However, procurements that are below the monetary thresholds set forth in Section 103 (1)<sup>14</sup> (or otherwise fall within another exception, such as emergency purchases)<sup>15</sup> already are exempt from the requirements of GML § 103. Those procurements, instead, are subject to the local government’s own procurement policies and procedures adopted pursuant to GML § 104-b. Therefore, whether a local government may make purchases that are below the statutory thresholds by “piggybacking” on contracts let by governmental entities listed in GML § 103 (16) will be governed by the local government’s own procurement policies.<sup>16</sup>

Please feel free to contact Mark Stevens in our Division of Legal Services (518-402-4437) with legal questions, and the State Comptroller's regional office that serves your local government with internal control and documentation questions.

### End Notes

<sup>1</sup> See L 2014, ch 55, part G.

<sup>2</sup> NY Senate and Assembly Memos in Support of S. 5525-C/A. 8034-C, 2012. The amendment also states that the authority provided in GML § 103 (16) does not relieve any obligation of the local government to comply with any applicable M/WBE business enterprise mandates and the preferred source requirements of State Finance Law § 162.

<sup>3</sup> In 2011, the GML was amended to permit political subdivisions to participate in two specific federal contract extension programs ("Supply Schedule 70" and "Section 1122") as exceptions to the requirements of GML § 103 (GML §§ 103 [1-b], 104 [2]). GML § 104 (2) was further amended by chapter 497 of the Laws of 2013 to provide that political subdivisions, as exceptions to the requirements of GML § 103, may make use of several additional federal programs made available to local governments (local preparedness acquisition act ["Schedule 84"]; section 833 of the John Warner national defense authorization act for fiscal year 2007; and federal supply schedule usage act of 2010). These exceptions, which are separate from, and not subject to the prerequisites of GML § 103 (16), are scheduled to sunset on July 31, 2019 (see L 2014, ch 55, part G). Any other federal contracts are subject to the prerequisites of GML § 103 (16).

<sup>4</sup> The "lowest responsible bidder" requirement dictates that the contract award is made to the low price bidder who is determined to be a responsible bidder (see e.g. AAA Carting v Town of Southeast, 17 NY3d 136). As an alternative to lowest responsible bidder awards, GML § 103 allows political subdivisions, by local enactment, to make awards of certain purchase contracts to "responsive and responsible" vendors on the basis of "best value," as defined in State Finance Law § 163. "Best value" is defined in State Finance Law § 163 as a basis for awarding a contract to the offerer which optimizes quality, cost and efficiency among responsive and responsible offerers, reflecting, whenever possible, objective and quantifiable analysis. The definition of "best value" provides that "[s]uch basis may also identify a quantitative factor for offerers that are small businesses or certified minority- or women-owned business enterprises as defined in subdivisions one, seven, fifteen and twenty of section three hundred ten of the executive law to be used in evaluation of offers for awarding of contracts for services." Political subdivisions, other than New York City, are required to first authorize the use of best value awards by local law, or in the case of district corporations (e.g. fire districts), school districts and BOCES, by rule, regulation, or resolution. The amendments to GML § 103 which added the best value option (L 2011, ch 608 as amended by L 2012, ch 2) distinguished the best value process from competitive bidding, referring to the best value process as a "competitive offering" (GML § 103 [1-a], [4], [6], [7]; see also GML § 103, section heading).

<sup>5</sup> See e.g. Stocker v Sheehan, 13 AD3d 1.

<sup>6</sup> See e.g. AAA Carting v Town of Southeast, 17 NY3d 136; Associated General Contractors v New York State Thruway Authority, 88 NY2d 56; Jered v NYCTA, 22 NY2d 187; see also GML § 100-a.

<sup>7</sup> See GML § 103 (2).

<sup>8</sup> See GML §§ 103 (1), (5).

<sup>9</sup> See e.g. AAA Carting v Town of Southeast, 17 NY3d 136; Browning-Ferris v City of Lackawanna, 204 AD2d 1047; Progressive Dietary v Wyoming County, 90 AD2d 214; Matter of L & M Bus Corp. v New York City Dept. of Educ., 17 NY3d 149; Gerzof v Sweeney, 16 NY2d 206.

<sup>10</sup> See State Finance Law § 163 (9) (b); see also footnote 12 for a discussion on non-price factors.

<sup>11</sup> Whether a bidder or offerer is "responsible" involves a factual, case by case examination into a bidder's background, assessing factors such as a bidder's capacity and financial ability to complete the contract, accountability, reliability and integrity (see e.g. DeFoe v New York City, 87 NY2d 754; Abco Bus v Macchiorola, 75 AD2d 831 revid on dissent 52 NY2d 938; State Finance Law § 163 [1] [c]). The New York Court of Appeals has held that, as a matter of due process, a bidder is entitled to reasonable notice and a timely and adequate opportunity to be heard before a determination of non-responsibility is made (LaCorte v County of Rensselaer, 80 NY2d 232). In addition, the New York courts have distinguished between the case by case determination of responsibility and the authority to debar or suspend bidders from future contracts (see e.g. Callanan v White, 118 AD2d 167 lv denied 123 AD2d 462 and 69 NY2d 601). There is only limited authority in New York to debar bidders from future contracts (e.g. Labor Law § 220-b, 235). There is, however, authority for bidders on contracts for public work to be "pre-qualified" under certain circumstances (GML § 103 [15]). For purposes of a contract that has been awarded on the basis of best value, a "responsive" offerer is an offerer meeting the minimum specifications or requirements as

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prescribed in the procurement solicitation (see State Finance Law § 163 [1] [d]). Consistent with the best value requirements of GML § 103, no political subdivision, other than New York City, may use a contract awarded on the basis of best value unless the political subdivision has first adopted a local law, rule, regulation or resolution, as the case may be, in accordance with GML § 103 (1), authorizing the use of best value for awarding purchase contracts.<sup>12</sup> GML § 103 (1); SFL § 163 (1) (j). With respect to whether a contracting entity has let a contract on the basis of best value in a manner consistent with GML § 103, the contracting entity may have considered non-price factors when awarding the purchase contract, such as reliability of a product, efficiency of operation, difficulty/ease of maintenance, useful lifespan, ability to meet needs regarding timeliness of performance, and experience of a service provider with similar contracts. To ensure that, whenever possible, there has been an objective and quantifiable analysis consistent with the requirement under GML § 103 (1) and SFL § 163 (1) (j), as a rule, the contracting entity should have used a cost-benefit analysis or other similar process to demonstrate quantifiable value or savings from non-price factors that offset the price differential of the rejected lower price offer (see e.g. Matter of Transactive v New York State Department of Social Services, 236 AD2d 48 affd on other grounds 92 NY2d 579. If the contracting entity let the best value contract based on criteria that was not objective and quantifiable, some form of justification should be provided (see State Finance Law § 163 [9] [a]).

<sup>13</sup> For example, an out-of-State contract may require advance payment to the vendor. With limited exceptions, local governments may not pay a claim for goods or services prior to audit and approval by the claims auditing body or official, or prior to the receipt of goods or services (see e.g. Town Law § 118; Village Law § 5-524 [4]; County Law § 369 [2]; Education Law § 1724; 8 [A-2] NYCRR § 170.2 [k]). Therefore, such a clause may conflict with New York State statutes.

<sup>14</sup> The monetary threshold is \$20,000 for purchase contracts, and \$35,000 for contracts for public work, calculated as prescribed in GML § 103 (1).

<sup>15</sup> See GML § 103 (4).

<sup>16</sup> GML § 104-b generally requires that the procurement policies and procedures provide for obtaining alternative proposals or quotations when a procurement is not subject to bidding requirements (GML § 104-b [2] [b]). The procurement policies, however, may set forth circumstances when, or types of procurements for which, in the sole discretion of the governing body, the solicitation of alternative proposals or quotations will not be in the best interest of the local government (GML § 104-b [2] [g]). Local officials should undertake the same type of cost-benefit analysis and documentation as discussed above before permitting an exception to the local government's procurement policies and procedures for these contracts. Local officials also should review and, as necessary, update the policies and procedures to ensure that use of this new exception for procurements above the bidding threshold is consistent with the relevant policies and procedures, and that provisions for cost savings justification and documentation to support the use of "piggybacking" as an exception to bidding are incorporated.

Resolution No. \_\_\_\_\_ of 2022, a resolution authorizing the purchase of two 2022 Chevrolet 2500HD pickup trucks with snowplows for use by the Buildings & Grounds Department from an existing New York State mini bid.

Introduced by \_\_\_\_\_, who moved its adoption, seconded by \_\_\_\_\_.

WHEREAS, after assessing the needs of the Buildings & Grounds Department, Dan Clemens, Director of Buildings, Parks, and Recreation, has recommended the purchase of two Chevy pickup trucks for use by the department, per the attached, and

WHEREAS, the prices quoted are extended from NYS Mini Bid 1379 OGS Solicitation 23166, under the provisions of New York State General Municipal Law Section 103 of the General Municipal Law which allows one municipality to utilize existing contracts of another municipality as long as that contract was pursuant to competitive bidding consistent with state law and made available for use by other government entities, and

WHEREAS, General Municipal Law Section 103(16) allows 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. Clemens has recommended that the pricing from Denooyer Chevrolet, 127 Wolf Road Albany, NY be accepted for a total amount not to exceed \$100,812.00; now therefore be it

RESOLVED, that the Buildings & Grounds Department is authorized to purchase two 2022 Chevrolet pickup trucks with snowplows as per the attached Schedule A from Denooyer Chevrolet Inc., and be it further

RESOLVED, that the Clifton Park Town Board hereby authorizes the purchase under NYS Mini Bid OGS Solicitation #23166, in an amount not to exceed \$100,812.00, to be paid through a municipal lease.

**Meg Springli**

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**From:** Town of Clifton Park <noreply@cliftonpark.org>  
**Sent:** Wednesday, December 29, 2021 2:55 PM  
**To:** Meg Springli  
**Subject:** Resolution Request for TB Meeting: 01-10-2022  
**Attachments:** 61ccbcf647fb4-2 trucks mini-bid backup 1.10.22.pdf

An item has been submitted to the Resolution Request form for review.

Department: **B&G**  
Contact email: **dclemens@cliftonpark.org**

Requested Meeting Date: **01-10-2022**

Brief Description: **Purchase two (2) new chevrolet 2500HD pickups with snow plow from Denooyer Chevrolet Inc., 127 Wolf Road Albany, for \$100,812.00 from NYS mini bid OGS solicitation 23166**

Budget #:  
Budget Description:  
\$ Amount: **100812**

Additional Comments/Details: **To be paid with municipal lease for equipment**

**COMPTROLLER APPROVAL or Comments:**

**ATTORNEY APPROVAL or Comments:**





# Town of Clifton Park

## Buildings & Grounds

One Town Hall Plaza • Clifton Park, New York 12065 • (518) 371-6651 Ext. 251 • Fax: (518) 371-1136

### **2 New Trucks: 2022 ¾ Ton HD 4WD Regular Cab, Long Bed Work Truck**

- Exterior color: Green or black
- Interior color: Black or dark color, Cloth seat trim
- Work Truck
- Snowplow Prep
- spray-on bed liner
- approx. 10,450 lbs. GVWR
- Integrated trailer brake controller
- V8 gas engine
- Heavy duty, automatic transmission
- steel wheels
- mud-terrain, blackwall tires
- roof marker lights
- steps/running boards
- Upfitter switches

### **Aftermarket Equipment:**

- Fisher 8' – 6" XV2 – MS snowplow
- Handheld control
- LED headlamps
- 41812 - 10" rubber deflector
- 50700 - Shoe kit
- 26020-2 mini bar strobe light

## Fisher Engineering - eMatch Information

## Selection Summary:

2022, CHEVY/GMC, K2500HD SILV/SIERRA.

The vehicle has a 4x4 drive train, Reg Cab body style, 8.0 Box foot box, 6.6L V8 engine type, 5600 minimum FGAWR, 6600 minimum RGAWR, 10450 minimum GVWR, and Halogen & LED headlamp type.

Snowplow prep. package recommended when available. The blade selected is 8'-6" XV2™ - MS. The control type selected is Handheld Control. The plow headlamp type is LED.

The required ballast is 370 lbs.

If using tractor central hydraulic system for V-plows or expandable wing plows a 3rd function valve will be needed.

(FLEET FLEX)

## Plow Components:

Blade Part Number:	86200
Common Attachment / Headgear Kit:	86000-4
A-Frame Kit:	n/a
Mount Kit:	77109
Hydraulic Kit:	n/a
Handheld Control:	85100
Common Light Kit:	72525
Headlamp Harness:	72199
DRL:	<input checked="" type="radio"/> Yes <input type="radio"/> No
Isolation Module:	29070-1
Date:	11/19/2021

## Optional Accessories:

~~20500K - COMMERCIAL BLADE GUIDE KIT~~  
~~20612-1 - PLOW PARKA~~  
~~41812 - RUBBER DEFLECTOR - 10"~~  
~~44812 - RUBBER DEFLECTOR - 18"~~  
~~45500 - EMERGENCY PARTS KIT - FLEET FLEX~~  
~~45510-1 - WING EXT KIT~~  
~~44262-0 - BACK DRAG EDGE~~  
~~44406 - CURB GUARD KIT~~  
~~44743-2 - 172" STEEL CUTTING EDGE~~  
~~50700 - SHOE KIT~~  
~~65560 - 5/8" STEEL CUTTING EDGE~~  
~~66881 - FOLI CUTTING EDGE~~  
~~80887 - CARBIDE CUTTING EDGE~~

Print Form

Close Window

Specific call for offers from: 1379 OGS Solicitation 23166: Vehicles, Class 1-8

8764 (2) 3/4 Ton Regular Cab 4x4 w/Fisher Plow - Town of Clifton Park Award phase

Settings Participants Schedule Pricing sheets Questionnaires Question & Answer Offers/Applications Compare & Select 1 2

Offer phase (8) Evaluation (3) Awarding (0)

Combined Vehicles Built to Specifications Pricing Sheet Pre-Existing Vehicles Pricing Sheet

Offer ▼ Model Year ▼ Make ▼ Model & Trim Level ▼ Total Number of Vehicles ▼

[Sort on price](#)

## Schedule A

Rank	Name	Pricing sheet	Model Year	Make	Model & Trim Level	NYS Price for Vehicle	Total Number of Vehicles	Total Price for Mini-Bid	Phase	
1	<u>Denoyer Chevrolet Inc</u>	Pre-Existing Vehicles Pricing Sheet	2022	chevrolet	silverado 2500			\$50,406	Evaluation	<input type="checkbox"/>
1	<u>Denoyer Chevrolet Inc</u>	Pre-Existing Vehicles Pricing Sheet	2022	chevrolet	silverado 2500			\$50,406	Evaluation	<input type="checkbox"/>
		<b>Total</b>						<b>\$100,812</b>		
8	<u>Main Motorcar</u>	Vehicles Built to Specifications Pricing Sheet	2022			\$53,644.59	2	\$107,289.18	Evaluation	<input type="checkbox"/>
		<b>Total</b>						<b>\$107,289.18</b>		
3	<u>Robert Green Auto &amp; Truck Inc</u>	Pre-Existing Vehicles Pricing Sheet	2022	RAM	2500 TRADESMAN REG CAB			\$53,739.32	Evaluation	<input type="checkbox"/>
3	<u>Robert Green Auto &amp; Truck Inc</u>	Pre-Existing Vehicles Pricing Sheet	2022	RAM	2500 TRADESMAN REG CAB			\$53,739.32	Evaluation	<input type="checkbox"/>
3	<u>Robert Green Auto &amp; Truck Inc</u>	Pre-Existing Vehicles Pricing Sheet	2022	RAM	2500 TRADESMAN REG CAB			\$53,739.32	Evaluation	<input type="checkbox"/>

Exports

No awarding

Inform

Allow to Awarding

	Pricing sheet	Model Year	Make	Model & Trim Level	NYS Price for Vehicle	Total Number of Vehicles	Total Price for Mini-Bid	Evaluation
6	<a href="#">Robert Green Auto &amp; Truck Inc</a> Pre-Existing Vehicles Pricing Sheet	2022	RAM	3500 TRADESMAN REG CAB			\$54,703.46	Evaluation <input type="checkbox"/>
6	<a href="#">Robert Green Auto &amp; Truck Inc</a> Pre-Existing Vehicles Pricing Sheet	2022	RAM	3500 TRADESMAN REG CAB			\$54,703.46	Evaluation <input type="checkbox"/>
<b>Total</b>							<b>\$270,624.88</b>	

**Internal award justification**

No comments

[Edit award justification](#)

**Purchase order**

This information is required to be entered by all Authorized Users of the NYS Vehicle Marketplace. Departments and agencies MUST provide a screenshot of this "Awarding" page information when requesting a State ID from OGS Fleet Management or NYS DOT. Please enter the purchase order or other ordering document information or if no purchase order was made by clicking on "Edit purchase order" below.

[Edit Purchase Order](#)

Exports

[No awarding](#)

Inform

[Allow to Awarding](#)



# Vehicle Locator

## Detail Report For Dealer

Vehicle #1: 2022 Chevrolet 2500HD Silverado

Owning Dealer: BAC: 115294

Owning Dealer Code: 32132

DENOYER CHEVROLET, INC.

127 WOLF RD

ALBANY, NY 12205 (Distance 0 miles)

Trade Contact	Name	Title	Phone	Ext	Fax	Email	Preferred Mode of Contact	Text Message	Additional Information
Primary	Email only		518-458-7700		518-458-8263	trades@denoyerchevrolet.com	Email		Please email only
Secondary	email only		518-458-7700		518-458-8263	trades@denoyerchevrolet.com	Email		WE WILL NOT RESPOND TO TRADES ON SATURDAY THANK YOU

VIN/Order #	Event Code	MSRP	Age(Days)	Stock #	DIP	Employee Price	Supplier Price
BBGGG4	3000-Order Accepted by Production Control	\$44,130.00	N/A	N/A	N/A	N/A	N/A
<b>Additional Vehicle Information</b>					<b>Open/Incomplete Field Action(s): None</b>		
<b>GM Marketing Information</b>							

Body Style: LWB, 4WD, Reg Cab Pickup-CK20903

PEG: Work Truck Preferred Equipment Group-1WT

Primary Color: Summit White-GAZ

Trim: 1WT/1FL-Cloth, Jet Black, Interior Trim-H1T

Engine: Engine: 6.6L, V-8, SIDI-L8T

Transmission: 6-Speed Automatic-MYD

**Options:** 1WT Convenience 1 Package-PCV  
 1WT/1FL-Cloth, Jet Black, Interior Trim-H1T  
 6-Speed Automatic-MYD  
 Alternator, 220 AMP-KW5  
 Auto Locking Differential, Rear-G80  
 Battery, Auxiliary, 730 CCA-K4B  
 Bumper, Front, Chrome-V46  
 Bumper, Rear, Chrome Step-VJH  
 CT/MA/MD/ME/NJ/NY/OR/PA/RI/VT/WA  
 Emissions-NE1  
 Chevrolet Infotainment, 8" Color Screen-IOR  
 Chevytac Spray-on Liner-CGN  
 Cooler, Engine Oil-KC4  
 Cruise Control-K34  
 Defogger, Rear Window, Electric-C49  
 Durabed-E63  
 Engine: 6.6L, V-8, SIDI-L8T  
 Floor Covering: Rubberized Vinyl, Black-BG9  
 Front License Plate Mounting Provisions-VK3  
 GVW Rating 10,450 Lbs-JGD  
 Glass, Deep Tinted-AKO  
 Heavy Duty Air Filter-K47  
 Holdback N/A, Dealer Fleet Assistance-VQ2  
 Integrated Trailer Brake Controller-JL1

Keyless Remote Entry-AQQ  
 Mirrors, O/S: Man. Ext & Folding, Heat, Turn Indicator-DBG  
 National Fleet Program-FVX  
 Power Door Locks-AU3  
 Rear Axle: 3.73 Ratio-GT4  
 Rear Vision Camera-UVC  
 Recovery Hooks-V76  
 Roof Marker Lamps-U01  
 Seats: Front 40/20/40 Split-Bench, Uplevel-AE7  
 Skid Plate-NZZ  
 Snow Plow Prep / Camper Package-VYU  
 Spare Tire Lock-SAF  
 Standard Tailgate-QK1  
 Summit White-GAZ  
 Tailgate Function-EZ Lift, Power Lock & Release-QT5  
 Tire, Spare: LT275/70 R18 All Terrain, Blackwall-ZYG  
 Tires: LT275/70 R18 All Terrain, Blackwall-QF6  
 Trailing Package-Z82  
 Transfer Case: w/ Rotary Dial Control, Electronic Shift-NQF  
 Transmission Cooling System-KNP  
 Wheels: 18" Steel, Painted-PYT  
 Work Truck Preferred Equipment Group-1WT

~ indicates vehicle belongs to Trading Partner's inventory

### Disclaimer:

GM has tried to make the pricing information provided in this summary accurate. Please refer to actual vehicle invoice, however, for complete pricing information. GM will not make any sales or policy adjustments in the case of inaccurate pricing information in this summary.

Resolution No. \_\_\_\_\_ of 2022, a resolution authorizing the Supervisor to sign an amendment to the Administrative Services Agreement between the Town and Mass Mutual for the employees' deferred compensation plan.

Introduced by \_\_\_\_\_, who moved its adoption, seconded by \_\_\_\_\_.

WHEREAS, the Town of Clifton Park is a local public employer, which has adopted a deferred compensation plan pursuant to Section 5 of the New York State Finance Law, and

WHEREAS, the purpose of such plan is to provide employees with a convenient and tax-favored method of saving on a regular and long-term basis, and thereby provide for their retirement, and

WHEREAS, by Resolution No. 256 of 2021, the Town Board awarded a five-year renewal agreement with MassMutual in conjunction with Empower Retirement to administer this plan under procedures set forth by the New York State Deferred Compensation Board, and

WHEREAS, MassMutual has informed the Town that numerous investment options will be changed per Exhibit C effective in February 2022, and

WHEREAS, MassMutual has also informed the Town that it will offer Managed Account Services through Great-West Trust Company at no cost to the Town, and

WHEREAS, the proposals were reviewed by The Deferred Compensation Committee which recommended that the agreements be accepted; now, therefore be it

RESOLVED, that the Supervisor is hereby authorized to sign an amendment to its contract with Empower Retirement in conjunction with Great-West Trust Company as Trustee; and be it further

RESOLVED, that the Supervisor is also authorized to sign an agreement for Managed Account Services with Envestnet Retirement Solutions, LLC.

**Meg Springli**

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**From:** Town of Clifton Park <noreply@cliftonpark.org>  
**Sent:** Monday, January 3, 2022 1:56 PM  
**To:** Meg Springli  
**Cc:** Jean, Spiegel; Mark Heggen  
**Subject:** Resolution Request for TB Meeting: 01-10-2022  
**Attachments:** 61d346cae87b0-457 Plan Investment Amendment.pdf; 61d346cae8be2-457 Investment Changes.pdf

An item has been submitted to the Resolution Request form for review.

Department: **Comptroller**  
Your email: **mheggen@cliftonpark.org**

{Contact name:caption} {Contact name:value}

Requested Meeting Date: **01-10-2022**

Brief Description: **Authorize Town Supervisor to sign an amendment to the Administrative Services Agreement for the 457 Plan to adjust investment choices based on Investor analysis**

Budget #: **None**  
Budget Description: **N/A**  
\$ Amount:

*273 of 2019*

Additional Comments/Details:

**COMPTROLLER APPROVAL or Comments:**

**ATTORNEY APPROVAL or Comments:**

*OK [Signature]*

## EXHIBIT C: PLAN INVESTMENT CHANGES

Effective February 25, 2022 the following constitutes an amendment to the Administrative Services Agreement ("Agreement") between the Plan Sponsor and MassMutual. The following services shall be available in addition to the current services described in the Agreement. All services in the Agreement shall continue to remain in full force and effect upon the addition of the services described herein.

**Contract Name:** Town of Clifton Park  
**Plan #'s:** All plans  
**Subscriber #'s:** All subscribers

### Plan Investment Options:

The following investment option(s) will be added.

Investment Option Name	Ticker	CUSIP Number	Requested Effective Date
BNY Mellon Natural Resources Fund (MF-2863)	DNLAX	05587A834	2/25/2022
MFS Total Return Fund (MF-WQ)	MSFRX	552981300	2/25/2022

The following investment option(s) will be closed.

Investment Option Name	Ticker	CUSIP Number	Requested Effective Date
Ave Maria Rising Dividend Fund (MF-510)	AVEDX	808530604	2/25/2022
Delaware Ivy Natural Resource Fund (MF-489)	IGNYX	465897122	2/25/2022
Invesco Equity and Income Fund (MF-JAJ)	ACEIX	00142J479	2/25/2022
Victory Munder Mid-Cp Core Grwth Fd(MF-508)	MGOAX	92647K879	2/25/2022

There are a number of disclosure requirements that may arise in the context of a change to a plan's investment options. If you desire MassMutual's assistance in satisfying these disclosure requirements, then MassMutual must receive an executed copy of this amendment at least forty business days prior to the effective date of the change. If you do not require MassMutual's assistance in complying with any disclosure requirements, then MassMutual must receive an executed copy of this amendment at least five business days prior to the effective date of the change. MassMutual cannot assure timely delivery of any disclosure documents or implementation of the change if the executed amendment is not received within these time frames.

**Add:** This option will open the selected investment option for account balance transfers and investment selection percentages.

**Close:** This option will close the selected investment option to all investments. Existing account balances and investment selection percentages will be mapped according to the instructions in the Investment Option and Investment Election Mapping section.

**Requested Effective Date:** This is the date you want the selected investment option(s) to be added, closed, frozen, or rebalanced and the investment option(s) availability to be reflected on the participant internet website or the toll free voice response unit.

**Non-Discrimination Requirements:** The investment funds available under the plan will be available in uniform and nondiscriminatory manner. If you would like to receive more information, you may obtain such information by calling your MassMutual representative.

### Investment Option and Investment Election Mapping:

- MassMutual is authorized to:
  - Establish Participant Investment Percentages based on the mapping below:
  - Invest Plan assets transferred from the selected investment option to the selected investment option as indicated below:

Current Investment Option (From)	New Investment Option (To)	Frozen Investment Percentage Only	Close Investment Percentages & Map Balances	Investment Selection Option Percent	Effective Date	Transfer of ISPs
Ave Maria Rising Dividend Fund (MF-510)	Hartford Capital Apprec HLS Fd (MF-2107)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	100.00%	February 25, 2022	<input checked="" type="checkbox"/>
Victory Munder Mid-Cp Core Grwth Fd(MF-508)	Franklin Small Mid Cap Growth Fund (MF-776)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	100.00%	February 25, 2022	<input checked="" type="checkbox"/>
Delaware Ivy Natural	BNY Mellon Natural	<input type="checkbox"/>	<input checked="" type="checkbox"/>	100.00%	February	<input checked="" type="checkbox"/>

Resource Fund (MF-489)	Resources Fund (MF-2863)				25, 2022	
Invesco Equity and Income Fund (MF-JAJ)	MFS Total Return Fund (MF-WQ)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	100.00%	February 25, 2022	<input checked="" type="checkbox"/>

**SIGNATURE(S):**

**In Witness Whereof:** MassMutual and the Plan Sponsor have caused this Agreement to be executed by their duly appointed officer or representative effective as of the date executed by both parties.

For Massachusetts Mutual Life Insurance Company:



\_\_\_\_\_  
Paula Edmonds  
Head of Sponsor Services

December 27, 2021  
Date

Legal Name of Plan Sponsor: Town of Clifton Park

Contract Number: 062538

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Printed Name and Title

## INVESTMENT CHANGES TO DEFERRED COMPENSATION PLAN FOR EMPLOYEES OF TOWN OF CLIFTON PARK

**Effective date for changes to your plan – February 25, 2022**

Effective February 25, 2022 the new investment option(s) listed below are being added to the plan and effective February 25, 2022 certain investment options in the plan will be discontinued and transferred as displayed below. If you have monies invested in options that are being discontinued and you do not want to have your account invested in the replacement options, you can transfer your account to one of the Plan's other investment options before the effective date of the change. To change your investment options for future contributions, or transfer existing balances between investment options log on to the participant website at [www.retiresmart.com](http://www.retiresmart.com) or call 1-800-743-5274.

### INVESTMENT OPTIONS

Fund Name	Variable Return Investment										Investment Close/ Open/ Freeze Date		
	Average Annual Total Return as of 11/30/2021				Benchmark			Name of Benchmark	Gross Total Annual Operating Expenses			Net Total Annual Operating Expenses**	
	1Year	5Year	10Year or *Since Fund Inception if less than 10 Years	1Year	5Year	10Year or *Since Fund Inception if less than 10 Years	As a %		Per \$1000	As a %		Per \$1000	
Ave Maria Rising Dividend Fund (MF-510) <a href="http://www.MassMutual.com/FF/avedx.pdf">www.MassMutual.com/FF/avedx.pdf</a> Inception Date: 05/31/2005	22.83%	12.50%	12.55%	26.68%	17.94%	16.18%	Russell 1000@ Idx	0.93%	\$9.30	0.93%	\$9.30	This investment will be closing as of 2/25/2022	
Victory Munder Mid-Cp Core Grwth Fd (MF-508) <a href="http://www.MassMutual.com/FF/mgpcax.pdf">www.MassMutual.com/FF/mgpcax.pdf</a> Inception Date: 07/04/2000	28.92%	14.57%	12.84%	23.30%	14.43%	14.43%	Russell Mid Cap Idx	1.29%	\$12.90	1.29%	\$12.90	This investment will be closing as of 2/25/2022	
Delaware Ivy Natural Resource Fund (MF-489) <a href="http://www.MassMutual.com/FF/ignvx.pdf">www.MassMutual.com/FF/ignvx.pdf</a> Inception Date: 07/31/2003	25.08%	-1.57%	-2.50%	40.13%	0.64%	0.42%	S&P North American Natural Res	1.42%	\$14.20	1.42%	\$14.20	This investment will be closing as of 2/25/2022	
Invesco Equity and Income Fund (MF-JAJ) <a href="http://www.MassMutual.com/FF/aceix.pdf">www.MassMutual.com/FF/aceix.pdf</a> Inception Date: 12/16/1997	17.48%	8.79%	10.22%	15.70%	12.46%	11.06%	60% SP 500/40% BC Agg Bd Idx	0.80%	\$8.00	0.79%	\$7.90	This investment will be closing as of 2/25/2022	

<p><b>BNY Mellon Natural Resources Fund (MF-2863)</b>  <a href="http://www.MassMutual.com/">www.MassMutual.com/</a>  <a href="#">FF/dnlx.PDF</a></p> <p>Inception Date: 01/01/2005</p>	38.20%	8.23%	5.15%	27.93%	17.91%	16.17%	S&P 500® Index	1.26%	\$12.60	1.26%	\$12.60	This investment will be available as of 2/25/2022
<p><b>MFS Total Return Fund (MF-WQ)</b>  <a href="http://www.MassMutual.com/">www.MassMutual.com/</a>  <a href="#">FF/msfrx.pdf</a></p> <p>Inception Date: 01/01/1993</p>	13.01%	9.24%	9.17%	15.70%	12.46%	11.06%	60% SP 500/40% BC Agg Bd Idx	0.73%	\$7.30	0.73%	\$7.30	This investment will be available as of 2/25/2022

\*The benchmark since inception return is calculated from the month-end of the investment's inception.

\*\*The Net Total Annual Operating Expenses include any investment expense waiver/reimbursement arrangements documented in the investment's prospectus and may be lower than the Gross Total Annual Operating Expenses due to the indicated expense waivers or reimbursements, which may be subject to expiration. Additional information regarding investment expense waivers specific to each investment is included in this document, if available, including whether the waiver is contractual or voluntary and its date of expiration. All available information about investment expense waivers is current and complete as of the date of this report. If information regarding the waivers is incomplete, it is because our third-party data provider was unable to make the information available. For some investments, the Net Total Annual Operating Expense ratio figure reflects the subtraction of interest expense, which results from an investment's use of certain other investments. This expense is required to be treated as an investment expense for accounting purposes, but is not payable to the investment adviser or subadvisor (if applicable). For more information, please see the investment profile or the prospectus that corresponds to the investment, which are both available from Empower. Contact the Empower Participant Information Center at 1-888-606-7343.

Discontinued Investment Option	New Investment Option
Ave Maria Rising Dividend Fund (MF-510)	Hartford Capital Apprec HLS Fd (MF-2107)
Victory Munder Mid-Cp Core Grwth Fd (MF-508)	Franklin Small Mid Cap Growth Fund (MF-776)
Delaware Ivy Natural Resource Fund (MF-489)	BNY Mellon Natural Resources Fund (MF-2863)
Invesco Equity and Income Fund (MF-JAJ)	MFS Total Return Fund (MF-WQ)

If you would like to change your investment percentages or are not currently participating in the plan and wish to enroll\*, please visit the participant website at [www.retiresmart.com](http://www.retiresmart.com) or call 1-800-743-5274 for information or assistance. If your plan requires paper forms, please contact your Benefits Department to obtain the correct forms. If you do not wish to enroll at this time, you may disregard this change notice.

**Looking for additional information?**

In light of these changes, this may be a good time to review your investments. Empower offers retirement planning educational tools and information to help you make investment decisions and manage your retirement savings. Visit our participant website at [www.retiresmart.com](http://www.retiresmart.com) to find the information you need. You may also call our automated phone line at 1-800-743-5274 to access account information anytime. Customer Service Representatives are available via the automated phone line, Monday-Friday 8 a.m. to 8 p.m. ET to answer your questions and guide you through transactions.

\*Receipt of this communication does not imply eligibility for participation in the plan. For questions regarding eligibility, please contact your plan's sponsor.

This notice describes changes being made by your plan sponsor to the Plan's investment options. As a result, these changes will alter how your account is invested after the effective date of the change. The new investment options that were selected to replace the existing investment options have characteristics, including level of risk and rate of return, that are reasonably similar to the characteristics of the existing investment options. With information previously or concurrently provided to you regarding the plan's existing and new investment options, you may consider whether you want to have the existing investments in your account automatically transferred to the new investment options. If you do not want to invest in the comparable new investment options, then you can make changes to the investment of your account prior to the transition as described in this notice. If you have previously exercised discretion over the investment of your account and you do not provide affirmative investment instructions contrary to the change prior to the effective date of the change, you will be treated as having affirmatively elected to invest your account in the new investment options. **Please consider an investment option's objectives, risks, fees and expenses carefully before investing. This and other information about the investment option can be found in the applicable prospectuses or summary prospectuses, if any, or fact sheets for the investment options listed, which are available from your Plan sponsor; the participant web site at [www.retiresmart.com](http://www.retiresmart.com), or by contacting our Participant Information Center at 1-800-743-5274 between 8:00 a.m. and 8:00 p.m. ET, Monday through Friday. Please read them carefully before investing. | RISK DISCLOSURES FOR CERTAIN ASSET CATEGORIES - PLEASE NOTE THAT YOUR PLAN MAY NOT OFFER ALL OF THE INVESTMENT OPTIONS DISCUSSED BELOW. |** If a retirement plan fully or partially terminates its investment in the Guaranteed Interest Account (GIA), SF Guaranteed, Fixed Interest Account or SAGIC investment options, the plan receives the liquidation value of its investment, which may either be more or less than the book value of its investment. As a

result of this adjustment, a participant's account balance may be either increased or decreased if the plan fully or partially terminates the contract with Empower. | **Money market investments are not insured or guaranteed by the Federal Deposit Insurance Corporation or any other government agency. Although these investments seek to preserve the value of your investment at \$1.00 per share, it is possible to lose money by investing in a money market option.** | Risks of investing in inflation-protected bond investments include credit risk and interest rate risk. Neither the bond investment nor its yield is guaranteed by the U.S. Government. | High yield bond investments are generally subject to greater market fluctuations and risk of loss of income and principal than lower yielding debt securities investments. | Investment option(s) that track a benchmark index are professionally managed investments. However, the benchmark index itself is unmanaged and does not incur fees or expenses and cannot be purchased directly for investment. | Investments in companies with small or mid-market capitalization ("small caps" or "mid caps") may be subject to special risks given their characteristic narrow markets, limited financial resources, and less liquid stocks, all of which may cause price volatility. | International/global investing can involve special risks, such as political changes and currency fluctuations. These risks are heightened in emerging markets. Participants must submit purchase transactions for global and international investment options before 2:30 p.m. ET in order to receive that day's price. Other trading restrictions may apply. Please see the investment's prospectus for more details. | A significant percentage of the underlying investments in aggressive asset allocation portfolio options have a higher than average risk exposure. Investors should consider their risk tolerance carefully before choosing such a strategy. | An investment option with underlying investments (multi-investment options, which may include RetireSMART Target Date funds and any other offered proprietary or non-proprietary asset-allocation, lifestyle, lifecycle or custom blended options) may be subject to the expenses of those underlying investments in addition to those of the investment option itself. | Investments may reside in the specialty category due to 1) allowable investment flexibility that precludes classification in standard asset categories and/or 2) investment concentration in a limited group of securities or industry sectors. Investments in this category may be more volatile than less-flexible and/or less-concentrated investments and may be appropriate as only a minor component in an investor's overall portfolio. | Participants with a large ownership interest in a company or employer stock investment option may have the potential to manipulate the value of units of this investment option through their trading practices. As a result, special transfer restrictions may apply. This type of investment option presents a higher degree of risk than diversified investment options under the plan because it invests in the securities of a single company. | Investments that invest more of their assets in a single issuer or industry sector (such as company stock or sector investments) involve additional risks, including unit price fluctuations, because of the increased concentration of investments. | A participant will be prohibited from transferring into most mutual funds and similar investment options if they have transferred into and out of the same option within the previous 60 days. Certain stable value, guaranteed interest, fixed income and other investment options are not subject to this rule. This rule does not prohibit participants from transferring out of any option at any time.

On December 31, 2020, Empower Retirement ("Empower") acquired the retirement plan and group insurance business of Massachusetts Mutual Life Insurance Company ("MassMutual"). Following an initial transition period, Empower Retirement will become the sole administrator of the retirement business acquired from MassMutual. Through this transaction, group insurance business written by MassMutual is reinsured by Great-West Life & Annuity Insurance Company ("GWLA"), and in New York by Great-West Life & Annuity Insurance Company of New York ("GWLANY"). Concurrently, MassMutual retroceded to GWLA and GWLANY similar group insurance business it reinsures from a cedent, which MassMutual assumed in a previous transaction. Empower Retirement refers to the products and services offered by GWLA and its subsidiaries, including Empower Retirement, LLC; GWFS Equities, Inc.; and registered investment advisers Advised Assets Group, LLC and Personal Capital Advisors Corporation. GWFS Equities, Inc. is the distributor of the MassMutual insurance products sold on Empower's platform. Empower Retirement is not affiliated with MassMutual or its affiliates.

Resolution No. \_\_\_\_\_ of 2022, authorizing the comptroller to transfer funds for the Town Historian.

Introduced by \_\_\_\_\_, who moved its adoption, seconded by \_\_\_\_\_.

WHEREAS, John Scherer has requested funds to acquire certain specialized storage items for archival materials, and

WHEREAS, Mr. Scherer has provided an estimate for specially treated and configured items for the keeping and storage of artifacts in the amount of \$5,700.00, and

WHEREAS, the Town Board supports the proper treatment and storage of archival items of historic significance; now, therefore be it

RESOLVED, that the comptroller is authorized to transfer the sum of \$5,700.00 from A-01990-00015 [Contingency Funds] to A-07510-00200 [Town Historian]; and be it further

RESOLVED, that the Town Historian, working through the office of Parks & Recreation, will obtain quotes for any materials or supplies to be purchased.

45

# Meg Springli

---

**From:** Town of Clifton Park <noreply@cliftonpark.org>  
**Sent:** Monday, January 3, 2022 2:13 PM  
**To:** Meg Springli  
**Cc:** Jean, Spiegel; Mark Heggen  
**Subject:** Resolution Request for TB Meeting: 01-10-2022  
**Attachments:** 61d34aad35e21-Town Historian 2022.pdf

An item has been submitted to the Resolution Request form for review.

Department: **Parks & Recreation**  
Your email: **mheggen@cliftonpark.org**

{Contact name:caption}                      {Contact name:value}

Requested Meeting Date:                      **01-10-2022**

Brief Description:                      **Authorize transfer from Contingency to Historian for purchase of several archival storage boxes. Cost not to exceed \$5,700**

Budget #:                      **A-07510-00200**  
Budget Description:                      **General Fund - Town Historian - Equipment**  
\$ Amount:                      **5700**

Additional Comments/Details:                      **Transfer from Contingency Fund (A-01990-00015) to A-07510-00200.**

Estimate of what they are looking for attached.

**COMPROLLER APPROVAL or Comments:**

**ATTORNEY APPROVAL or Comments:**

## Shelving Requirements for the Local History Room

(Gaylord Archival catalog, 2020)

Based on our current needs

### Framed Art Storage

Vertical Art Storage Bin

GB-VASB404840 40"H x 48"W x 40"D \$1575.00

### Quilt Storage

Framework 46 7/8" W x 27 3/4" D

GB-57144 Starter \$1,150

GB-57145 Adder \$582.60

8 shelves, \$101.90 each, total \$815.20

**Total: \$2547.80**

### Additional Archival Shelving

Framework 40 1/8" W x 21 3/4" D

GB-57116 Starter \$986.25

*(These dimensions don't quite match the shelves we currently have. Do you know what company we ordered the current shelves from?)*

### Arrowheads

GB-MOD-MASTER \$26.35

GB-MOD-16 (x4) \$8.25 each, \$33 total

**Total: \$59.35**

Gaylord Archival® 80 lb. Text Buffered Long Side Opening Envelopes (50-Pack)

Part #: FF912L

1 pack at **\$37.39**

Gaylord Archival® Blue/Grey Barrier Board Flip-Top Document Case

Part #: D12105

6 at \$8.59 each = **\$51.54**

**Total: \$465.13**

Resolution No. \_\_\_\_\_ of 2022, a resolution scheduling a public hearing on proposed amendment to the Eagle Crest Plantation Planned Development District (PDD) zoning for the Players Park property on New York State Route 146A.

Introduced by \_\_\_\_\_, who moved its adoption, seconded by \_\_\_\_\_.

WHEREAS, on September 30, 2021, Sportsplex of Halfmoon, Inc. filed an application for amendments to the Eagle Crest Plantation PDD to provide for a project to construct an indoor/outdoor sports facility, to include a synthetic turf indoor field, outdoor field, and small turf practice facility, and

WHEREAS, on November 15, 2021 the Town Board received a presentation from Paul Rogan, owner of Sportsplex of Halfmoon in support of the project, and by Resolution No. 260 of 2021, the Board referred the matter to the Planning Board for their review and advisory recommendation, and

WHEREAS, on December 21, 2021, the Planning Board returned the project to the Town Board without recommendation, and

WHEREAS, the Town Board wishes to solicit input on the project from members of the public; now, therefore, be it

RESOLVED, that a public hearing is scheduled for February 14, 2022. At 7:05 pm in the Wood Memorial Room, One Town Hall Plaza, Clifton Park, NY; and be it further

RESOLVED, that a complete narrative with schematic drawings is available on the Town's website at <https://cliftonpark.org/government/legal-notices.html>, and from the office of the Town Clerk.

TOWN OF CLIFTON  
PARK COUNTY OF  
SARATOGA STATE OF  
NEW YORK

NOTICE OF PUBLIC HEARING REGARDING  
PROPOSAL TO AMEND ALLOWED USES WITHIN  
THE PLANNED DEVELOPMENT DISTRICT FOR  
EAGLE CREST PLANTATION

Please take notice that the Town Board of the Town of Clifton Park will conduct a public hearing on February 14 at 7:05 p.m. in the Clifton Park Town Hall, located at 1 Town Hall Plaza, Town of Clifton Park, County of Saratoga, State of New York to consider an application submitted by Sportsplex of Halfmoon, Inc. zoning change and Planned Development District (PDD) amendments at the Players Park property located at 1012 Ballston Lake Road, Tax Map Parcel IDs 264.-2-6.111 and 264.-2-6.123, adjacent to the Eagle Crest Golf Course.

The proposed legislation would authorize the aforementioned parcels within the existing PDD to consist of a year-round indoor/outdoor sports facility with a synthetic turf indoor field within a tension fabric structure, an outdoor illuminated synthetic turf field, and a turf practice field.

Copies of the proposed local law and a map and sketch drawing depicting the project are available for review in the Town Clerk's office during normal business hours.

**TOWN OF CLIFTON PARK TOWN BOARD**  
**APPLICATION FOR PLANNED DEVELOPMENT DISTRICT**

NAME OF SITE PLAN: Players Park

ADDRESS: 1012 NY-146A, Clifton Park, NY 12065

TAX MAP (SBL) #: 264.-2-6.111 & 264.-2-6.123

DESCRIPTION: Total Acreage: 8.02 acres

Current Zoning: Planned Development District (PDD)

Building Area: 6.8 acres

Total # Parking Spaces: 184

WATER PROVISIONS: Well (  ) Existing Water Hookup (  ) New Water Hookup (  )

Service Area: Clifton Park Water Dist. #1 (  )

Rivercrest Water Dist. (  )

SANITARY PROVISIONS: The project will be using private well and private septic on-site

(Note: NYS Uniform Code requires connection to water or sanitary supply if available within 100' in a residential zone and 500' in a commercial zone.)

WILL THIS PROJECT INVOLVE IDA FUNDING/SPONSORSHIP? yes (  ) no (  )

**NARRATIVE DESCRIPTION:**

Sportsplex of Halfmoon Inc (the "Applicant") is proposing to construct an indoor/outdoor sports field facility (the "Proposed Project") on an approximately 8.02-acre site, comprised of two tax parcels (tax map ID 264.-2-6.111 and tax map ID 264.-2-6.123), located off of NYS Route 146A, in the Town of Clifton Park, Saratoga County, New York. The Proposed Project includes a year-round sports facility with a synthetic turf indoor field within a tension fabric structure, an outdoor synthetic turf field, and a small turf practice area on the property (tax map ID 264.-2-6.123), while maintaining the adjacent parcel's existing uses which includes the mini-golf facility with supporting ice cream stand (tax map ID 264.-2-6.111). The site is currently being operated as Players Park, a lighted foot-golf course and seasonal ice-cream stand, adjacent to the Eagle Crest golf course. The property is within an established Planned Development District, better known as PDD No. 37, Eagle Crest Plantation, and requires a zoning amendment to allow for the addition of the planned facilities. There are no public utilities on site - the site is currently served by private water and septic systems. The Proposed Project is required to submit an amended sketch plan to the Town of Clifton Park Planning Board for approval.

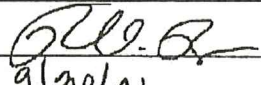
APPLICANT: Name: Sportsplex of Halfmoon Inc.

Tax Id./SS #: 30-0255759

Address: 13 Azalea Drive, Saratoga Springs, NY 12866

Phone: 518-466-0396

Fax: \_\_\_\_\_

Signature/Date: 

Email: sportsplexofhalfmoon@outlook.com  
pdrfox@aol.com

9/30/21

OWNER: Name: Krueger Development LLC

Phone: \_\_\_\_\_

Fax: \_\_\_\_\_

Address: \_\_\_\_\_

ENGINEER/L.A. ARCH: Name: Andy Rymph, RLA

Lic. #: \_\_\_\_\_

Address: 4 British American Blvd, Latham, NY 12110

Phone: 518-266-7323

Fax: \_\_\_\_\_

Email: arymph@chazencompanies.com

SURVEYOR: Name: Toss Weterveld / Gilbert VanGuilder, Land Surveyor, PLLC

Lic #: 50,319

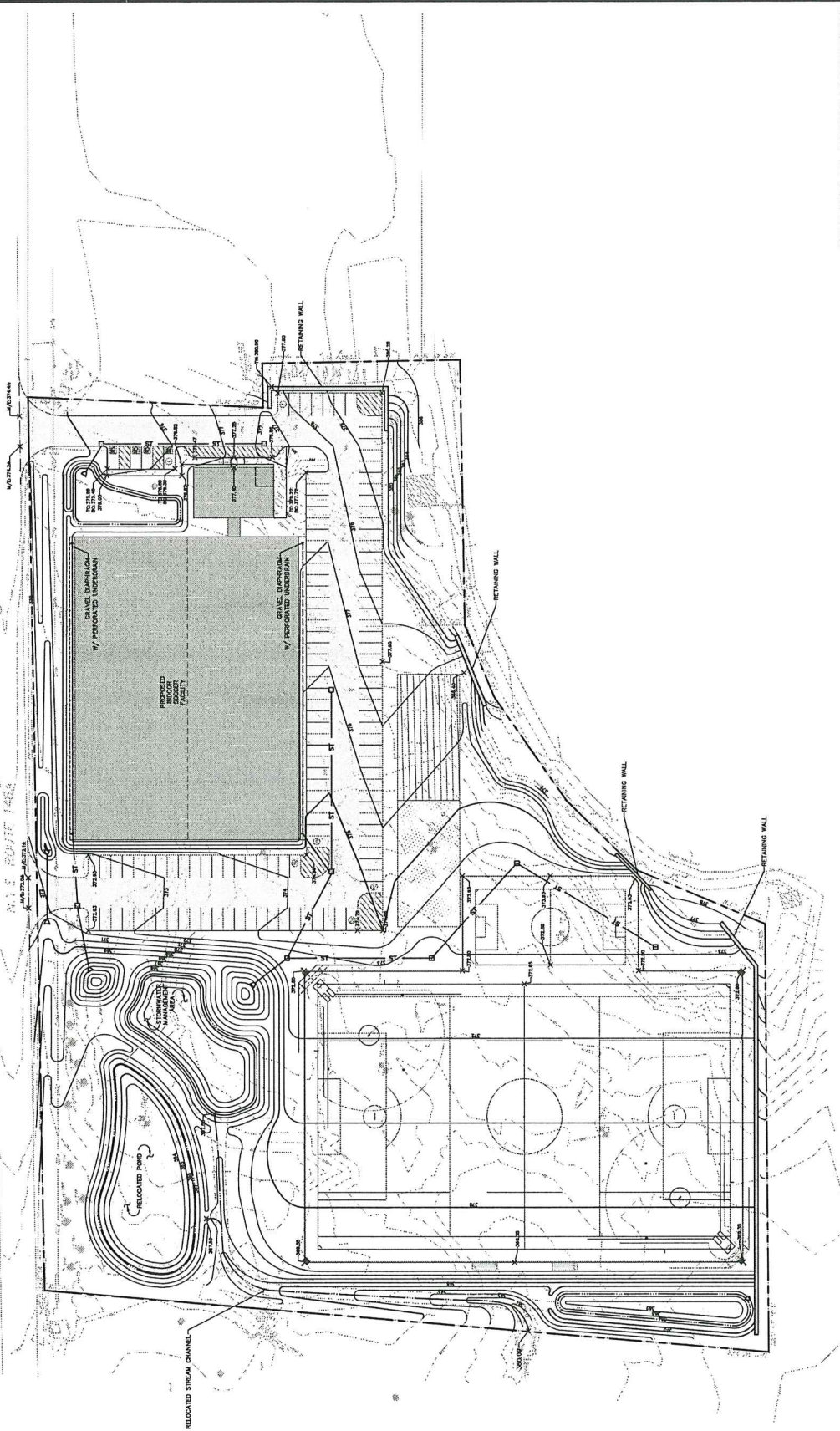
Address: 988 Route 146, Clifton Park, NY 12065

Phone: 518-383-0634

Fax: \_\_\_\_\_

Email: gvglandsurveyors.com





N.Y.S. ROAD 1486

CONCEPT PLAN - NOT FOR CONSTRUCTION

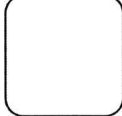
DESIGNED BY	DATE
SCALE	DATE
PROJECT NO.	DATE
SHEET NO.	DATE

PLAYERS PARK  
**CONCEPTUAL  
 GRADING & DRAINAGE PLAN**  
 TOWN OF CLIFTON PARK, SARATOGA COUNTY, NEW YORK

DATE	DESCRIPTION

HAZEN ENGINEERING, LAND SURVEYING,  
 LANDSCAPE ARCHITECTURE & GEOLOGY CO., D.P.C.  
 1000 CLIFTON PARK, NY  
 • LATHAM, NY  
 • FINGERLAKES, NY  
 • BALLSTOWN, NY  
 • JOHNSTOWN, NY

www.hazen.com  
 518.583.8800



ALL NOTES REFERRED TO BY REFERENCE TO THE DRAWING OR CONTRACT, OR BY SECTION NUMBER, SHALL BE CONSIDERED PART OF THIS DRAWING. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE APPROPRIATE AGENCIES. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE APPROPRIATE AGENCIES. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE APPROPRIATE AGENCIES.



DATE: 08/17/21  
 SCALE: 1/4" = 1'-0"  
 SHEET NO.: C-140



# Town of Clifton Park

## Planning Department

One Town Hall Plaza | Clifton Park, New York 12065 | (518) 371-6054 | [Planning@Cliftonpark.org](mailto:Planning@Cliftonpark.org)

SENT VIA EMAIL  
December 21, 2021

Philip Barrett, Town Supervisor  
Town of Clifton Park  
One Town Hall Plaza  
Clifton Park, NY 12065

Re: Eagle Crest Plantation Planned Development District Amendment Application  
Planning Board Recommendation, Town of Clifton Park, New York

Dear Supervisor Barrett:

The Town of Clifton Park Planning Board considered the application to amend the existing Eagle Crest Plantation Planned Development District (PDD). The review was limited in scope for an advisory recommendation only to the Town Board on the applicant's request to amend the existing PDD, specifically an indoor multi-use recreational facility constructed using a steel frame and fabric casing.

### SEQR

The application proposes a physical alteration of fewer than 10 acres, with the zoning change affecting fewer than 25 acres. Therefore, according to the State Environmental Quality Review Act, the Action appears to be an Unlisted Action. Coordinated Review is optional. The Planning Board recommends that each agency proceeds with its own Uncoordinated SEQR Review of the Action. Board Members also raised the issue of segmentation for environmental review purposes with proposed changes to the PDD on the application parcels representing only a small part of the area designated as a PDD since it includes several other parcels.

### RECOMMENDATION

After a presentation by the applicant, comments offered by the public in attendance, and a discussion amongst Board Members, the Planning Board determined they could not reach a consensus to provide a motion to approve, deny, or approve with modification. Thus, the Board Members commissioned Planning Staff to prepare this letter to outline the general opinions, concerns, and comments of the Planning Board. The statements listed below are to assist the Town Board with identifying evaluation criteria, when considering the PDD Application.

1. The PDD was established in 1993, before the enactment of the surrounding Conservation Residential Zoning District.
2. In consideration of the comment regarding this amendment in the Environmental Conservation Commission's review letter dated 12/7/2021, stating that "Per town code, a PDD should be compatible with the surrounding zoning", the Planning Board

reviewed this proposal against the requirements of the Conservation Residential Zoning District – specifically the following:

- a. §208-16.D.1.d. states that recreation uses in this zone are to be passive in nature, unless the lands are municipally-owned.
- b. §208-16.E.8.c states that minimum front yard setbacks in this zone are to be 125 feet when on a state highway.

There are concerns that the siting of the structure and proposed use are deviations from these requirements. Given this PDD's location and size within the CR district, these concerns may be significant.

3. While the Planning Board preferred the parking to the rear of the building, it suggested the applicant evaluate the possibility of shifting the structure further from the Route 146A right-of-way line to minimize the structure's massing from the public ROW. An opportunity to introduce street trees with enhanced landscaping may assist in addressing this concern.
4. Traffic concerns were expressed based on the proposed increased intensity for the use of the site.
5. Outdoor LED "MUSCO" lighting technologies deployed should be designed in a manner that controls light spillover and glare to adjacent properties.
6. Input from the Town's Opens Space Committee for an additional non-binding advisory opinion may be of value to the Town Board for their consideration.
7. While Board Members were open to the concept and community need, concerns about this location being the right spot were expressed. Therefore, Planning Board Members felt the best course of action for a recommendation was to provide a synopsis of their concerns and perspectives to the Town Board based on the discussions rather than coming up with a specific action in the form of a motion.

The applicant noted for the Board's consideration that the structure's final design is transformable in color and structural articulations to mitigate the expressed concerns. The Planned Development District Process is a powerful zoning tool that allows a community to encourage efficient developed use of land to fulfill desired community needs and services for the community. The applicant should present to the Town Board additional information that shows compliance with the five objectives promulgated under §208-71 of the Clifton Park Town code.

Best Regards,

*John P. Scavo*

John P. Scavo  
Director of Planning

Cc: Town of Clifton Park Planning Board Members

SARATOGA COUNTY  
PLANNING BOARD  
RECOMMENDATION LETTER



**SARATOGA COUNTY PLANNING BOARD**

**TOM L. LEWIS**  
**CHAIRMAN**

**JASON KEMPER**  
**DIRECTOR**

December 17, 2021

Phil Barret, Supervisor  
Town of Clifton Park  
1 Town Hall Plaza  
Clifton Park, NY 12065

**RE: SCPB Referral Review #21-149-Legislative- PDD Amendment**

A proposed amendment to the existing PDD to allow and add the use of an indoor/outdoor sports field facility on an 8.02 acre parcel.

Location: NYS Rt 146A

Received from the Town of Clifton Park Planning Board on December 1, 2021.

Reviewed by members of the Saratoga County Planning Board on December 16, 2021.

**Decision:** Approve

A handwritten signature in cursive script that reads "Jason Kemper".

---

Jason Kemper, Director of Planning  
Authorized Agent for Saratoga County

**DISCLAIMER:** Recommendations made by the Saratoga County Planning Board on referrals and subdivisions are based upon the receipt and review of a "full statement of such proposed action" provided directly to SCPB by the municipal referring agency as stated under General Municipal Law section 239. A determination of action is rendered by the SCPB based upon the completeness and accuracy of information presented by its staff. The SCPB cannot be accountable for a decision rendered through incomplete or inaccurate information received as part of the complete statement.

50 WEST HIGH STREET  
BALLSTON SPA, NY 12020

(518) 884-4705 PHONE  
(518) 884-4780 FAX

WRITTEN PUBLIC COMMENT  
LETTER

## An Analysis of the Proposed Eagle Crest Plantation

14 December 2021

**Daniel Mathias  
7 Birch Hill Road  
Ballston Lake, NY 12019**

### Introduction

Local Law No. 8-1993, of the Town of Clifton Park provides for the Creation of a Planned Development District to be known as 'Planned Development District No. 37; Eagle Crest Plantation.' The applicant (Sportsplex of Halfmoon Inc) is proposing to construct an indoor/outdoor sports field facility (the "Proposed Project") on an approximately 8.02-acre site, comprised of two tax parcels (tax map ID 264.-2-6.111 and tax map ID 264.-2-6.123), located off of NYS Route 146A. The following analysis identifies significant concerns about the proposal relative to the Town of Clifton Park Comprehensive Plan and Zoning.

### Goals and Objectives of Planned Unit Developments/Planned Development Districts

NYS Town Law § 261-c. Planned unit development zoning districts. A town legislative body is hereby authorized to enact, as part of its zoning local law or ordinance, procedures and requirements for the establishment and mapping of planned unit development zoning districts. Planned unit development district regulations are intended to provide for residential, commercial, industrial or other land uses, or a mix thereof, in which economies of scale, creative architectural or planning concepts **and open space preservation** may be achieved by a developer in furtherance of the town comprehensive plan and zoning local law or ordinance. (Emphasis added.)

The Town Comprehensive Plan outlines general "Land Use Implementation Strategies" (see **Town of Clifton Park Comprehensive Plan** page 37). It states that the "Comprehensive Plan and its implementation requires that **the Town be cognizant of the need to protect and preserve open space located within the Town and in addition, that the town explore new and creative ways by which to acquire and expand open space for the enjoyment of all Town residents.**"

The Comprehensive Plan further states that one of the land use implementation strategies is the Planned Unit Development (PUD). (NOTE: Per Town Code ARTICLE XI 208.71, the Planned Unit Development is implemented by the Planned Development District (PDD) ordinance.) **The Town of Clifton Park Comprehensive Plan underscores the importance of open space** in the use of the Planned Unit Development implementation strategy:

"In this provision, greater importance should be placed on the retention of larger amounts of open space and a density cap. The PUD could also be strengthened to encourage greater preservation of environmentally sensitive areas or features. **Density and uses should be**

**consistent, to the extent possible, with the surrounding area, which will ensure that the character of the area is not altered.** (Emphasis added)

In summary Town Code 208-71 implements the vision outlined in the Town Comprehensive Plan. It clearly delineates the priority that “(m)ore usable open space, preserve lands and/or recreational areas shall be created.” And, it lays out a vision that any Planned Development District be compatible with the surrounding zoning and neighborhood character.

### **Project Location**

The “Sportsplex” project is located on Route 146A in Clifton Park. It is directly across from land that is zoned Conservation Residential (CR). In addition, there is a significant area of preserved open space (i.e., the Carese-Mooney Forest and Veterans Memorial Park) adjacent to the proposed site. The CR district was established “to provide and maintain land area to promote and support ongoing open space and agricultural uses and activities to sustain the rural character of this predominantly natural, agricultural and low-intensity residential setting.”

In evaluating the applicant’s proposal, it is critical to note that this project would be expressly prohibited by Town Code if it was located across the street from the proposed location. **Town Code 208-16.D.(2)(c)[2] Permitted Uses (Park uses) states that an “(a)ctive recreation area, if municipally owned and public active recreation fields (no active recreation facility buildings)” is an allowed use within open space in the CR Zone. In other words, the applicants proposed use would not be allowed across the street. It is inconsistent with the surrounding neighborhood and it will alter the character of the area.**

### **Project Size**

The proposed “Sportsplex” project includes an Indoor Soccer facility (approximately 45,800 square feet or about 1 acre) and outdoor practice and multi-sport synthetic turf playing fields (approximately 76,500 square feet or 1.75 acres). There is also .92 acres of paved parking lot. The total project would be situated on 8 acres within the PDD.

Planned unit developments (or Planned Development Districts (PDDs) as used in Clifton Park’s Town Code), “describe a zoning technique allowing development of a tract of land, usually a large one, in a comprehensive, unified manner and in which the development is planned to be built as a single project.” (“Creating the Community You Want: Municipal Options for Land Use Control“, NYS Department of State James A. Coon Local Government Technical Series, see Page 7).

The PUD concept allows a combination of land uses (such as single and multiple residential, industrial, and commercial, on a single parcel of land. It also may allow a planned mix of building types and densities. The State enabling statutes authorize municipalities to enact PUD procedures, stating that they are intended to provide either for particular land uses or a mix of uses to create “economies of scale, creative architectural or planning concepts and open space preservation”.

Although technically there are open space elements to this proposal (i.e., it is a recreational use), the proposed amendment to the existing Eagle Crest Plantation does not address how this project meets any of the other Planned Development District objectives. These objectives include (see Town Code 208-71.A.Purpose):

- Preservation of trees, topography, water resources and outstanding natural features shall be preserved where possible.
- Efficient use of land resulting in economical networks of utilities and streets.
- A development pattern in harmony with the planning objectives of the Town (i.e., the proposed Sportsplex building is out of character with the adjacent Conservation Residential Zone.)

In addition, it can be argued that a synthetic turf field has little environmental or scenic benefits (e.g., Artificial turf fields act as “heat sinks” where temperatures can rise to as much as 175 degrees. This impact must be mitigated with cooling additives like crumb rubber.) There is little connection between open space preservation and the construction of synthetic turf fields with recreational lighting (operational until 10 PM at night), an active recreational building 40 feet in height, and a large paved parking lot. (NOTE: Town Code specifically states that “(o)pen space shall not be deemed to include driveways, parking lots or other surfaces designed or intended for vehicular travel.”) The building itself will be the highest structure on Route 146A and is incompatible with the goal of protecting scenic views..

#### **Lack of Synergy With the Current PDD**

As described in “A Guide to Planned Unit Development” PUD provisions target specific goals and objectives included in a municipality’s comprehensive plan.

“Generally, PUD local laws anticipate projects that develop a tract of land as a unit (relatively large scale, but not always) in a unified manner (Emphasis added). For example, a community that anticipates receiving a rezoning or site plan application for the development of a large shopping mall could use a mixed-use PUD law to negotiate significant design and use changes instead of ending up with yet another commercial strip.” (Source: A Guide to Planned Unit Development, NYS Legislative Commission on Rural Resources, 2005)

The project is in essence a subdivision of the existing PUD and it is unrelated to the current land use other than the proposed use is an athletic/recreational activity. There is no integration where economies of scale are achieved. For example, the project adds significant impervious surface to accommodate standalone parking for the complex. The application focuses solely on the proposed use and, therefore, ignores the need for a thorough review of the whole Eagle Crest Plantation PDD by focusing on only the proposed soccer facility use.

Because the application focuses solely on the proposed Sportsplex facility, the project does not meet the minimum area requirement for consideration of a Planned Development District designation. The minimum PDD size in Clifton Park is “10 contiguous acres of land, except within the following Town Center Zoning Districts: TC1, TC2, TC3, TC4, TC5, and TC6; where no minimum area requirement for Planned Development District designation shall apply.” (See Town Code 208-71.B(2)).

**If this project were proposed as a new PDD, it would not qualify for consideration under Town Law.**

In addition, by focusing exclusively on the proposed change, an evaluation by Planning Board is not considering the possibility of subsequent phases, segments, or associated project components from review, including environmental impacts. When the Eagle Crest golf course changed hands earlier in 2021, the new owners publicly indicated that, while they wanted the property to remain a golf course, they also wanted to renovate the restaurant and banquet facility and build an addition for golf simulators, a rooftop deck/patio and fire pits (See “New Owner of Eagle Crest Golf Club in Clifton Park Plan Improvements”, Albany Business Review, October 19, 2021).. By focusing exclusively on this small proposal, the Sportsplex project may appear more acceptable to the reviewing agencies and the public than if all segments are evaluated together. *A full review of ALL proposed Eagle Crest Plantation PDD changes and their environmental impacts should be required in order to assess the full impacts.*

A full environmental assessment of the suitability of an artificial turf field in this area should be undertaken. The Conservation Residential Zone, including the neighborhood adjacent to the proposed project, is served extensively by private wells. Concerns about the materials used in artificial turf fields such as crumb rubber are well documented. For example, a Connecticut study concluded that “there is a potential risk to surface waters and aquatic organisms associated with whole effluent and zinc toxicity of stormwater runoff from artificial turf fields.” (“FINAL REPORT: Artificial Turf Study - Leachate and Stormwater Characteristics”, Connecticut Department of Environmental Protection July 2010). **Any action on the PDD modification should require a full Environmental Impact Study under SEQRA before approval by the Town Board.**

### Summary

**The Planning Board should recommend that the Town Board reject this proposal in its current form:**

- It is incompatible with the adjacent CR Zone which specifically prohibits such facilities
- The application is only one segment of the existing PDD and does not address any of the public statements by the golf course owners of other proposed changes to the existing PDD that should be considered as a whole
- The project does not address the objectives normally associated with a PDD application (e.g., economies of scale) including environmental aspects
- There is no public benefit incorporated in the project such as permanently preserved open space, public trails, protection of environmental features, etc.

The project is ill-suited for placement within a district that is intended to “complement and harmonize with the traditional, open, rural, wooded agricultural, natural and environmental resources, low-intensity residential and hamlet resources, agricultural lands and working landscapes, and scenic views and resources as valued by the community in Western Clifton Park.”

Resolution No. \_\_\_\_\_ of 2021, a resolution authorizing acceptance of depreciation estimates from Selective Insurance for the fire loss in the Highway Department, and authorizing preparations for demolition and replacement of the “White Building”.

Introduced by \_\_\_\_\_, who moved its adoption, seconded by \_\_\_\_\_.

WHEREAS, on August 17, 2021, an accidental fire occurred and caused severe damage to the facility locally known as “The White Building”, which was used primarily by the Highway Department, and,

WHEREAS, “The White Building” was insured against property, fire and casualty losses through Selective Insurance Policy # S1801921, which includes replacement value coverage for the structure, and

WHEREAS, “The White Building” housed various pieces of equipment and machinery, a woodshop, 7 bays for plow trucks over the winter months, as well as storage for several departments, and

WHEREAS, Selective has estimated a recoverable depreciation amount for the damaged structure in the amount of \$69,330.97, and

WHEREAS, the Highway Department has outgrown its current facilities through a growing community, and expansion in responsibilities, while developing shared services throughout town, and the Town Board supports the design and construction of replacement facilities utilizing proceeds from the Selective fire loss claim, and

WHEREAS, through Resolution 225 of 2021, Prime AE Engineering has been employed to assist the Highway Superintendent in the design and construction of a permanent awning, as well as assisting in the planning and documentation of losses to support the relevant insurance claims; now, therefore be it,

RESOLVED, that the Town Board finds that it is not economic to repair the damaged structure, and that it is in the best interest of the Town to demolish and replace the “White Building”; and be it further

RESOLVED, that the Town Board authorizes the Superintendent of Highways, Dahn Bull, to continue working with Prime AE Group of New York in the demolition of the White Building and design of a new facility; and be it further,

RESOLVED, that Prime AE Group of New York, will continue to work at the contractual rates that have been previously adopted by the Town Board through the Resolution No. 1 of 2022, with expenditures to be drawn from the insurance proceeds; and be it further,

RESOLVED, that the Superintendent of Highways is authorized to notify Selective Insurance of the Town’s intent to accept Selective’s estimate of recoverable depreciation of

\$69,330.97 and to request those funds when contracts to replace the damaged structure are awarded, and be it further,

RESOLVED, that the Superintendent of Highways is hereby authorized to begin planning, designing, and preparing bid documents for the construction of a new, modern garage facility for the Highway Department, to be relocated on Highway Department property.

27

**Meg Springli**

---

**From:** Town of Clifton Park <noreply@cliftonpark.org>  
**Sent:** Tuesday, January 4, 2022 12:22 PM  
**To:** Meg Springli  
**Cc:** Jean, Spiegel; Mark Heggen  
**Subject:** Resolution Request for TB Meeting: 01-10-2022

An item has been submitted to the Resolution Request form for review.

Department: **Highway**  
Your email: **dbull@cliftonpark.org**

Sponsor/Contact as shown on the agenda (i.e. P. Barrett, A. Standaert, D. Bull, etc.): **A. Standaert & D. Bull**

Requested Meeting Date: **01-10-2022**

Brief Description: **Resolution supporting improvements to the Clifton Park Highway Department & supporting activities. Tear down White Building, plan new facility to replace burned structure**

Budget #:  
Budget Description: **TBD**  
\$ Amount:

Additional Comments/Details: **I will draft the resolution with Amy S. for 1/10/2022 meeting.**

**COMPTROLLER APPROVAL or Comments:**

**ATTORNEY APPROVAL or Comments:**

**ELECTRONIC RESOLUTION REQUEST**

Please type in this form. Scan and attach all backup materials.

Must be submitted by email to [mspringli@cliftonpark.org](mailto:mspringli@cliftonpark.org)

CC: [jspiegel@cliftonpark.org](mailto:jspiegel@cliftonpark.org)

*Amy Standaert*

SOURCE (DEPARTMENT): Highway Dept. CONTACT: Dahn S. Bull

REQUESTED MEETING DATE: 1/10/2022 (Subject to approval. Submissions received after NOON on the deadline date\* may be delayed to the next meeting)

**BRIEF DESCRIPTION**

Resolution supporting improvements to the Clifton Park Highway Department & supporting activities.  
→ Tear down White Building, Plan New facility to replace burned White Building.


BUDGET #: TBA

BUDGET DESC: TBA

\$ AMOUNT: TBA

**\*\*Please contact Comptroller x233 to verify Budget Line and #. Resolution Requests without verified funding sources will not be placed on an agenda**

**ADDITIONAL COMMENTS/DETAILS**

I will Draft the Resolution with Amy S. For 1/10/2022 meeting.  
  
*- Dahn S. Bull*  


\*Typical Submission dates are Wednesday prior to the meeting, however, may be subject to change due to holiday schedules.

Resolution No. \_\_\_\_\_ of 2022, a resolution authorizing acceptance of depreciation estimates from Selective Insurance for the fire loss in the Highway Department, and authorizing preparations for demolition and replacement of the “White Building”.

Introduced by \_\_\_\_\_, who moved its adoption, seconded by \_\_\_\_\_.

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RESOLVED, that Prime AE Group of New York, will continue to work at the contractual rates that have been previously adopted by the Town Board through the Resolution No. 1 of 2022, with expenditures to be drawn from the insurance proceeds; and be it further,

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RESOLVED, that the Superintendent of Highways is hereby authorized to begin planning, designing, and preparing bid documents for the construction of a new, modern garage facility for the Highway Department, to be relocated on Highway Department property.

**SELECTIVE**  
INSURANCE®

Christopher Kennedy  
Selective Insurance Company of America  
Mailing address for correspondence:  
Po Box 7264  
London, KY 40742  
Phone: 518-598-5165  
Fax: 877-233-0917  
Christopher.Kennedy@selective.com

October 20, 2021

Town Of Clifton Park  
1 Town Hall Plz  
Clifton Park, NY 12065-3610

*Equipment*

Re: Policyholder: Town Of Clifton Park  
Claim No.: 22254510  
Policy No.: S1801921  
Insurer: Selective Insurance Company of New York  
Date of Loss: August 17, 2021

Dear Mr. Bull:

Our goal is to promptly investigate the facts and circumstances of your property claim and appropriately determine coverage per the terms, conditions, and exclusions of your policy. Our policy requires you to provide us with evidence of the age, condition, and cost of your damaged, lost or stolen property to substantiate your claim.

This letter provides you information about property claim payments and how we will be settling your property claim.

#### Replacement Cost and Depreciation

Your policy provides replacement cost coverage for some or all of your damages. However, our initial payment(s) to you will not equal the full replacement cost. It only will be for the depreciated value of the damaged, lost or stolen real or personal property, also known as the actual cash value ("ACV").

Depreciation is an accounting method of allocating the cost of a tangible or physical asset over its useful life or life expectancy. Depreciation represents how much an asset's value has decreased over time. Useful life is an accounting estimate of the number of years an asset likely is to be in service. The Internal Revenue Service employs useful life estimates to determine the amount of time an asset can be depreciated. Various factors affect useful life estimates, including use patterns, the asset's age when purchased, and technological advances.



Because you have replacement cost coverage, we will pay you the difference between the replacement cost and the ACV - also known as the Recoverable Depreciation Amount or "hold back". The Recoverable Depreciation Amount is called the hold back because we will not pay you until you (i) have replaced the damaged, lost, or stolen property and (ii) provided us evidence that you have done so. We require you to replace the property so we know you are in the same or proximate condition you were before the loss.

The fastest way to get your Recoverable Depreciation Amount is to replace your damaged, lost, or stolen property in an organized manner. When you pay for the replacement, you should submit your receipts to us as soon as possible so we can reimburse the Recoverable Depreciation Amount.

### Settlement

We have issued you payment for \$33,987.98, which represents the ACV of your Damaged Business Personal Property as follows:

We have calculated your Damaged Business Personal Property settlement as follows:

Replacement Cost of Damaged or Stolen Property	\$44,659.89
Less Recoverable Depreciation Amount	\$10,671.91
Less Applicable Deductible	\$0.00
Less Prior Payment	\$0.00
Actual Cash Value Settlement	\$33,987.98

If you replace or repair the damaged, lost, or stolen property, you may be entitled to an additional payment up to the Recoverable Depreciation Amount of \$10,671.91.

Our policy requires you to notify us of your intent to request the Recoverable Depreciation within 180 days from August 17, 2021.

### Other Important Claim-Related Information

**Increased Estimates.** If you receive repair or replacement estimates that exceed our estimates or projections, please notify us promptly before you repair or replace the items. We must review the estimates to make sure we agree with them. If we disagree with the repair or replacement estimates, they may not be covered.

Under your policy's terms, conditions, and exclusions, if we disagree and you pay more than the Replacement Cost of Damaged or Stolen Property amount above, you will be responsible for the difference.

**Lower than Estimated Repair Costs.** If the actual or incurred repair or replacement costs are less than our estimates, you will receive only the amount it cost to repair or replace the property, and we will reduce the Supplemental Claim Amount by the difference. If the actual or incurred cost is less than the ACV, you will not receive any Supplemental Claim Amount.

**Evidence of Repair or Replacement.** Our policy requires you to provide us with photos and documentation evidencing the completed repairs and property replacement, including without



limitation, receipts, invoices, credit card receipts, and canceled checks. After we review this evidence, we will advise you of any Recoverable Depreciation Amount.

Should you have any questions or need additional information, please contact me at 518-598-5165 or Christopher.Kennedy@selective.com.

Sincerely,



Christopher Kennedy  
Property General Adjuster

cc: Amsure

Selective Insurance Company of America is the servicing carrier and handles the claims for all its affiliate insurers.





Claim No. 22245410

**STATEMENT AS TO FULL COST OF REPAIR OR REPLACEMENT  
UNDER THE REPLACEMENT COST COVERAGE  
SUBJECT TO THE TERMS AND CONDITIONS OF THIS POLICY**

\$ 32,536,293.00  
AMOUNT OF POLICY AT TIME OF LOSS  
4/1/2021  
DATE ISSUED  
4/1/2022  
DATE EXPIRES

S1801921  
POLICY NUMBER  
Amsure  
AGENT  
Saratoga Springs, NY  
AGENCY AT

To the Selective Insurance Company

of America Policy No. S1801921

Agency at Saratoga Springs, NY Agent Amsure

Insured Town of Clifton Park

Location 639 Clifton Park Center Rd., Clifton Park, NY 12065

Type of property involved in claim Business Personal Property

Date of loss 8/17/2021 Occupancy Garage

Interest, no other person or persons had any interest therein or encumbrances thereon except: N/A

- 1. Full Amount of Insurance applicable to the property for which claim is presented was.....\$ 32,536,293.00
- 2. Full Replacement Cost of said property at the time of loss was.....\$ 32,536,293.00
- 3. The Full Cost of Repair or Replacement is .....\$ 44,659.89
- 4. Applicable Depreciation & Co- Insurance Penalty.....\$ 10,671.91
- 5. Actual Cash Value Loss is (Line 3 minus Line 4).....\$ 33,987.98
- 6. Less deductibles, prior payment and/or participation by the insured.....\$ 0.00
- 7. Actual Cash Value Claim is (Line 5 minus Line 6).....\$ 33,987.98
- 8. Supplemental Claim To be filed in accordance with the terms s and conditions of the Replacement Cost Coverage within 180 days from the date of loss as shown above, and will not exceed .....\$ \$10,671.91

The furnishing of this blank or the preparation of proof by a representative of the above insurance company is not a waiver of any rights.

State of \_\_\_\_\_ Insured

County of \_\_\_\_\_

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_

\_\_\_\_\_  
Notary Public



Town of Clifton Park  
 Clifton Park, NY  
 Selective  
 22254510  
 B-21087302

Description	Qty	Cost	Cost Ext.	Depreciation %	Depreciation \$	ACV	Source
3M high performance tape 12"	3	\$ 492.00	\$ 1,476.00	0%	\$ -	\$ 1,476.00	3M
3M high performance tape 16"	2	\$ 656.00	\$ 1,312.00	0%	\$ -	\$ 1,312.00	3M
3M high performance tape SMS-L270ES RM	4	\$ 161.38	\$ 645.52	0%	\$ -	\$ 645.52	3M
3M high performance tape SMS-L270ES RA	1	\$ 674.89	\$ 674.89	0%	\$ -	\$ 674.89	3M
3M high performance tape SMS-L270ES SA	1	\$ 582.84	\$ 582.84	0%	\$ -	\$ 582.84	3M
3M high performance tape SMS-L270ES LA	2	\$ 674.89	\$ 1,349.78	0%	\$ -	\$ 1,349.78	3M
3M high performance tape SMS-L270ES ON	1	\$ 542.84	\$ 542.84	0%	\$ -	\$ 542.84	3M
3M high performance tape SMS-L270ES 6"	1	\$ 279.75	\$ 279.75	0%	\$ -	\$ 279.75	3M
3M high performance tape SMS-L270ES RR	1	\$ 704.23	\$ 704.23	0%	\$ -	\$ 704.23	3M
Ace turpentine 32oz	4	\$ 11.99	\$ 47.96	0%	\$ -	\$ 47.96	Ace Hardware
Ace pure gum 32oz	1	\$ 11.99	\$ 11.99	0%	\$ -	\$ 11.99	Ace Hardware
Aerove construction marking paint 17oz	4	\$ 9.98	\$ 39.92	0%	\$ -	\$ 39.92	Grainger
Rust-oleum paint 12oz	6	\$ 6.98	\$ 41.88	0%	\$ -	\$ 41.88	Home Depot
paint roller tray	4	\$ 3.34	\$ 13.36	0%	\$ -	\$ 13.36	Home Depot
paint roller 9"	1	\$ 9.37	\$ 9.37	0%	\$ -	\$ 9.37	Home Depot
paint roller 4"	1	\$ 5.37	\$ 5.37	0%	\$ -	\$ 5.37	Home Depot
asst string paint 18oz	35	\$ 6.38	\$ 223.30	0%	\$ -	\$ 223.30	Home Depot
Norton sand paper 2 3/4"x17 1/2" 50ct	1	\$ 60.80	\$ 60.80	0%	\$ -	\$ 60.80	Grainger
Sterling rinse off gal	2	\$ 95.28	\$ 190.56	0%	\$ -	\$ 190.56	Sterling Sanitary Supply
flood flotrol 32oz	1	\$ 13.97	\$ 13.97	0%	\$ -	\$ 13.97	Home Depot
Thin-x paint thinner gal	1	\$ 30.06	\$ 30.06	0%	\$ -	\$ 30.06	National Supply
3M adhesive remover 32oz	1	\$ 39.40	\$ 39.40	0%	\$ -	\$ 39.40	3M
asst gal industrial paint	9	\$ 65.00	\$ 585.00	0%	\$ -	\$ 585.00	Grainger
9" paint roller	3	\$ 1.09	\$ 3.27	0%	\$ -	\$ 3.27	Home Depot
super duty rubbing compound	1	\$ 84.99	\$ 84.99	0%	\$ -	\$ 84.99	3M
asst spray paint 12oz can	1	\$ 6.38	\$ 6.38	0%	\$ -	\$ 6.38	Home Depot
PPG road marking paint 5gal	23	\$ 6.64	\$ 152.72	0%	\$ -	\$ 152.72	Grainger
asst spray cans of chemicals 16oz	4	\$ 6.64	\$ 26.56	0%	\$ -	\$ 26.56	Grainger
Ace hydrolic cement 3lb	5	\$ 6.54	\$ 32.70	0%	\$ -	\$ 32.70	Grainger
Ace anchoring cement 25lb	1	\$ 13.99	\$ 13.99	0%	\$ -	\$ 13.99	Ace Hardware
Rooto professional drain opener gal	1	\$ 41.99	\$ 41.99	0%	\$ -	\$ 41.99	Ace Hardware
zone marking paint 1 gal	6	\$ 24.99	\$ 149.94	0%	\$ -	\$ 149.94	Ace Hardware
spray paint asst 12oz	3	\$ 72.23	\$ 216.69	0%	\$ -	\$ 216.69	Grainger
Master Kure cc 180WB sealing compound 5 gal	8	\$ 6.38	\$ 51.04	0%	\$ -	\$ 51.04	Home Depot
Tactile bond + seal adhesive TBS-010 12ct	1	\$ 81.88	\$ 81.88	0%	\$ -	\$ 81.88	Metro Sealant
wood broom handles 5'	2	\$ 360.00	\$ 720.00	0%	\$ -	\$ 720.00	3M
3M high performance tape 6"	18	\$ 5.00	\$ 90.00	0%	\$ -	\$ 90.00	Home Depot
rolling clothing rack 64x64"	1	\$ 140.40	\$ 140.40	0%	\$ -	\$ 140.40	3M
Amerrey fire extinguisher	1	\$ 50.00	\$ 50.00	20%	\$ 10.00	\$ 40.00	Materials, Home Made
handheld grease gun	2	\$ 139.95	\$ 279.90	20%	\$ 55.98	\$ 223.92	Albany Fire Extinguisher
shovel	3	\$ 44.00	\$ 132.00	20%	\$ 26.40	\$ 105.60	Napa
sweep broom	3	\$ 29.98	\$ 89.94	20%	\$ 17.99	\$ 71.95	Home Depot
plastic 30 gal trash can	1	\$ 29.97	\$ 29.97	20%	\$ 6.00	\$ 23.97	Home Depot
metal rolling tool cart 24x30x36" 1 drw	1	\$ 34.97	\$ 34.97	20%	\$ 7.00	\$ 27.97	Home Depot
	1	\$ 114.00	\$ 114.00	20%	\$ 22.80	\$ 91.20	



Town of Clifton Park  
 Clifton Park, NY  
 Selective  
 22254510  
 B-21087302



Description	Qty	Cost	Cost Ext.	Depreciation %	Depreciation \$	ACV	Source
wood stain gal	1	\$ 20.00	\$ 20.00	0%	\$ -	\$ 20.00	Home Depot
Rigid shop vac 12 gal 5HP	2	\$ 99.98	\$ 199.96	20%	\$ 40.00	\$ 159.96	Home Depot
Natural Air air filter 24x36x1	1	\$ 73.46	\$ 73.46	0%	\$ -	\$ 73.46	Home Depot
Skill jig saw 4490	1	\$ 49.00	\$ 49.00	20%	\$ 9.80	\$ 39.20	
Dewalt circular saw DW384	1	\$ 99.00	\$ 99.00	20%	\$ 19.80	\$ 79.20	
Dewalt clamps 19 1/2"	2	\$ 20.00	\$ 40.00	20%	\$ 8.00	\$ 32.00	
Dewalt clamps 13"	1	\$ 12.00	\$ 12.00	20%	\$ 2.40	\$ 9.60	
hand held caulk gun	1	\$ 22.49	\$ 22.49	20%	\$ 4.50	\$ 17.99	Home Depot
Sony cd player CDP190	1	\$ 100.00	\$ 100.00	20%	\$ 20.00	\$ 80.00	Not Appl - old
Kenwood receiver KR-A4010	1	\$ 75.00	\$ 75.00	20%	\$ 15.00	\$ 60.00	Not Appl - old
Sony speaker 10x8"x8" set	1	\$ 75.00	\$ 75.00	20%	\$ 15.00	\$ 60.00	Not Appl - old
Green Choice hydroseed paper 50lbs	4	\$ 18.00	\$ 72.00	0%	\$ -	\$ 72.00	
seed starter fertilizer 6' 50lbs	4	\$ 42.28	\$ 169.12	0%	\$ -	\$ 169.12	
snow marking sticks 6'	20	\$ 1.90	\$ 38.00	0%	\$ -	\$ 38.00	
snow marking sticks 4'	95	\$ 1.67	\$ 158.65	0%	\$ -	\$ 158.65	
Rigid table saw model RS1000	1	\$ 2,895.60	\$ 2,895.60	40%	\$ 1,158.24	\$ 1,737.36	
Rigid chop saw R4120	1	\$ 399.00	\$ 399.00	20%	\$ 79.80	\$ 319.20	
Rigid chop saw R4120	1	\$ 329.00	\$ 329.00	20%	\$ 65.80	\$ 263.20	
Sullivan air compressor trailer D185Q4	1	\$ 19,500.00	\$ 19,500.00	40%	\$ 7,800.00	\$ 11,700.00	
Stow portable cement mixer 6 cu ft CM6 to be determined-Retained	1	\$ -	\$ -		\$ -	\$ -	Retained
			<b>\$ 44,659.89</b>		<b>\$ 10,671.91</b>	<b>\$ 33,987.98</b>	

Payment Detail

Claim Number 22254510-3261 Date of Loss 08/17/2021 Policy Number S 1801921 Effective 04/01/2021 Expiration 04/01/2022 Check Number 011339503 Issued 09/28/2021

Requesting Adjuster Kennedy, Christopher Main Business Phone (518) 598 - 5165

TOWN OF CLIFTON PARK
1 TOWN HALL PLZ
CLIFTON PARK NY 12065

ACV Payment for Covered Damages to Building (Garage)

Insured TOWN OF CLIFTON PARK Claimant Town Of Clifton Park

Agent AMSURE

Table with 3 columns: COVERAGE, AMOUNT, RISK LOCATION. Row 1: Building, \$548,445.15, Clifton Park Center Road, CLIFTON PARK, NY. Row 2: Total Check Amount, \$548,445.15.

55 7724834 8514 0 1031619

Fold document along this perforation before separating check

THIS CHECK IS VOID WITHOUT A RED-BLUE-RED BACKGROUND AND AN OPACQUE WATERMARK ON BACK. HOLD TO LIGHT TO VIEW DIAMOND PATTERN.

SELECTIVE Selective Insurance Company of New York Wells Fargo Bank, NA Wilmington, DE 19803 62-22 311 Check No. 011339503
BE UNIQUELY INSURED\*\* Issued by Corporate Claims September 28, 2021 22254510 01 \$548,445.15
Void After 90 Days Claim Number Claimant

The Sum of Five Hundred Forty Eight Thousand Four Hundred Forty Five and 15/100 Dollars

Insured TOWN OF CLIFTON PARK Claimant Town Of Clifton Park

ACV Payment for Covered Damages to Building (Garage)

Pay to The Order of TOWN OF CLIFTON PARK 1 TOWN HALL PLZ CLIFTON PARK NY 12065

Handwritten signature

BORDER CONTAINS MICROPRINTING

011339503 03100225 2079950065467

# Payment Detail

Claim Number: 22254510-3261    Date of Loss: 08/17/2021    Policy Number: S 1801921    Effective: 04/01/2021    Expiration: 04/01/2022    Check Number: 011352577    Issued: 10/20/2021

Requesting Adjuster: Kennedy, Christopher    Main Business Phone: (518) 598 - 5165

TOWN OF CLIFTON PARK  
1 TOWN HALL PLZ  
CLIFTON PARK NY 12065

ACV Payment for Business  
Personal Property and Tractor

Insured  
TOWN OF CLIFTON PARK

Claimant  
Town Of Clifton Park

Agent  
AMSURE

COVERAGE	AMOUNT	RISK LOCATION
* F * Contractors Equipment	\$16,950.00	State level coverage - NY
Business Personal Property	\$33,987.98	Clifton Park Center Road, CLIFTON PARK, NY
<b>Total Check Amount</b>	<b>\$50,937.98</b>	

*Amount*

49 7745121 8584 0 1048595

Fold document along this perforation before separating check

THIS CHECK IS VOID WITHOUT A RED-BLUE-RED BACKGROUND AND AN OPAQUE WATERMARK ON BACK. HOLD UP TO LIGHT TO VIEW DIAMOND PATTERN.

**SELECTIVE** Selective Insurance Company of New York  
Wells Fargo Bank, NA  
Wilmington, DE 19803

62-22  
311

Check No. 011352577

Issued by Corporate Claims    October 20, 2021    Void After 90 Days    22254510    01    Claimant

**\$50,937.98**

The Sum of  
*Fifty Thousand Nine Hundred Thirty Seven and 98/100 Dollars*

Insured: TOWN OF CLIFTON PARK  
Claimant: Town Of Clifton Park

Pay to The Order of: TOWN OF CLIFTON PARK  
1 TOWN HALL PLZ  
CLIFTON PARK NY 12065

ACV Payment for Business  
Personal Property and Tractor

*[Signatures]*

BORDER CONTAINS MICROPRINTING

⑈011352577⑈ ⑆031100225⑆ 2079950065467⑈



PRICE LIST A

SOURCEWELL QUOTE SHEET

Aug 6 2021

Bill To:	Town of Clifton Park, NY		
Ship to:	Trius - Fort Edward, NY		
End User:	Town of Clifton Park, NY		
End User Contact	PO#	Order Date:	
Quote#	PRH 9/7/21	Quote Date:	09/07/21
Dealer Contact	Tark Croteau	Requested ship date:	
DLR Phone / Fax		State contract order	Sourcewell# 070821-TGR
Dealer Email		Sourcewell Member #	



Please direct questions to:

Ph: 800-843-6849 EXT 3  
email all quotes in excel format to: orders@tigermowers.com

Shipping Instructor: **SIDE FLAIL - SUPER DUTY**

HOW TO ORDER: You must select one item from Section 1, 2 & 3 for a complete Side Flail Mower.

4WD

Qty	Order Code	Description	Approx. Qty	List Price	Disc	Sourcewell Price
1	507SE	Cab MFWD 12x12 Pwr Rev. Trans. - Mech Seat - 3 Cylinder	6710	\$ 53,635	18%	\$ 43,980.70
1	SMF-SDB	Mid-mount Side Flail Mower with Hydraulic Combo Lift & Tilt system	1390	\$ 14,155	18%	\$ 11,607.10
<b>INCLUDES:</b> Tractor Mount Kit, Mower Hydraulic Drive System, Travel Safety Lock						
1	TSF-63SD	Flail, Side, 63" Cutter Head, STANDARD CUT	790	\$ 12,488	18%	\$ 10,240.16
	TSF-63SDG	Flail, Side, 63" Cutter Head, SMOOTH CUT	790	\$ 12,552	18%	\$ -
	TSF-75SD	Flail, Side, 75" Cutter Head, STANDARD CUT	871	\$ 12,653	18%	\$ -
	TSF-75SDG	Flail, Side, 75" Cutter Head, SMOOTH CUT	871	\$ 12,717	18%	\$ -
<b>INCLUDES:</b> Cutter Head, Front & Rear Guards						
1	H KIT	Hydraulic Hose Kit to Tractor Remotes	25	\$ 1,050	18%	\$ 861.00
	2SPV-F	Valve, 2 spool, stand, hoses and cable control	85	\$ 3,596	18%	\$ -
<b>INCLUDES:</b> Mower On/Off Switch box						
1	Factory Mnt	Installation of complete mower system		\$ 5,129	18%	\$ 4,205.78
	Field Mnt	Installation of complete mower system		\$ 5,129	18%	\$ -
<b>OPTIONAL MOWER OPTIONS</b>						
	06200085	Adaptor Kit for 45 degree shield application	12	\$ 71	18%	\$ -
	06200129	Deflector Shield 63" SDC	28	\$ 264	18%	\$ -
	08200220	Deflector Shield 75" SDC	36	\$ 329	18%	\$ -
1	06744053	Knife Kit, 63" SD Flail (knives, bolts, nuts, clevis) STANDARD CUT	37	\$ 293	18%	\$ 240.26
	06744054	Knife Kit, 63" SD Flail (knives, bolts, nuts, clevis) SMOOTH CUT	25	\$ 364	18%	\$ -
	06744055	Knife Kit, 75" SD Flail (knives, bolts, nuts, clevis) STANDARD CUT	47	\$ 365	18%	\$ -
	06744056	Knife Kit, 75" SD Flail (knives, bolts, nuts, clevis) SMOOTH CUT	35	\$ 457	18%	\$ -
	Tiltkit	Mower Tilt Stop Switch	4	\$ 447	18%	\$ -
	06200210	Paint, non-standard		\$ 1,411	18%	\$ -
1		Radio, AM/FM Stereo,		\$ 405	18%	\$ 332.10
1		Light, Strobe		\$ 714	18%	\$ 585.48
10		Dealer PDI (prep, delivery, installation) Hourly Rate	Net Per Hour	\$ 189		\$ 1,890.00
Freight is an estimate only, may change at time of shipment Totals: <b>\$ 73,942.58</b>						

TRACTOR INFORMATION REQUIRED:

Make/Model:	Transmission
Tire size	Cab Type
	2WD or MFWD
Front	
Rear	

All prices are FOB Destination.  
Prices are subject to change without notice.



Christopher Kennedy  
Selective Insurance Company of America  
Mailing address for correspondence:  
Po Box 7264  
London, KY 40742  
Phone: 518-598-5165  
Fax: 877-233-0917  
Christopher.Kennedy@selective.com

September 28, 2021

Town Of Clifton Park  
1 Town Hall Plz  
Clifton Park, NY 12065-3610

Re: Policyholder: Town Of Clifton Park  
Claim No.: 22254510  
Policy No.: S1801921  
Insurer: Selective Insurance Company of New York  
Date of Loss: August 17, 2021

Dear Mr. Bull:

Our goal is to promptly investigate the facts and circumstances of your property claim and appropriately determine coverage per the terms, conditions, and exclusions of your policy. Our policy requires you to provide us with evidence of the age, condition, and cost of your damaged, lost or stolen property to substantiate your claim.

This letter provides you information about property claim payments and how we will be settling your property claim.

Replacement Cost and Depreciation

Your policy provides replacement cost coverage for some or all of your damages. However, our initial payment(s) to you will not equal the full replacement cost. It only will be for the depreciated value of the damaged, lost or stolen real or personal property, also known as the actual cash value ("ACV").

Depreciation is an accounting method of allocating the cost of a tangible or physical asset over its useful life or life expectancy. Depreciation represents how much an asset's value has decreased over time. Useful life is an accounting estimate of the number of years an asset likely is to be in service. The Internal Revenue Service employs useful life estimates to determine the amount of time an asset can be depreciated. Various factors affect useful life estimates, including use patterns, the asset's age when purchased, and technological advances.



Because you have replacement cost coverage, we will pay you the difference between the replacement cost and the ACV - also known as the Recoverable Depreciation Amount or "hold back". The Recoverable Depreciation Amount is called the hold back because we will not pay you until you (i) have replaced the damaged, lost, or stolen property and (ii) provided us evidence that you have done so. We require you to replace the property so we know you are in the same or proximate condition you were before the loss.

The fastest way to get your Recoverable Depreciation Amount is to replace your damaged, lost, or stolen property in an organized manner. When you pay for the replacement, you should submit your receipts to us as soon as possible so we can reimburse the Recoverable Depreciation Amount.

### Settlement

We have issued you payment for \$548,445.15, which represents the ACV of your Building repairs (estimated by IRC) as follows:

We have calculated your Building settlement as follows:

Replacement Cost of Damaged or Stolen Property	\$617,776.12
Less Recoverable Depreciation Amount	\$69,330.97
Less Applicable Deductible	\$0.00
Less Prior Payment	\$0.00
Actual Cash Value Settlement	\$548,445.15

If you replace or repair the damaged property, you may be entitled to an additional payment up to the Recoverable Depreciation Amount of \$69,330.97.

Our policy requires you to notify us of your intent to request the Recoverable Depreciation within 180 days from August 17, 2021.

### Other Important Claim-Related Information

**Increased Estimates.** If you receive repair or replacement estimates that exceed our estimates or projections, please notify us promptly before you repair or replace the items. We must review the estimates to make sure we agree with them. If we disagree with the repair or replacement estimates, they may not be covered.

Under your policy's terms, conditions, and exclusions, if we disagree and you pay more than the Replacement Cost of Damaged or Stolen Property amount above, you will be responsible for the difference.

**Lower than Estimated Repair Costs.** If the actual or incurred repair or replacement costs are less than our estimates, you will receive only the amount it cost to repair or replace the property, and we will reduce the Supplemental Claim Amount by the difference. If the actual or incurred cost is less than the ACV, you will not receive any Supplemental Claim Amount.

**Evidence of Repair or Replacement.** Our policy requires you to provide us with photos and documentation evidencing the completed repairs and property replacement, including without



limitation, receipts, invoices, credit card receipts, and canceled checks. After we review this evidence, we will advise you of any Recoverable Depreciation Amount.

Should you have any questions or need additional information, please contact me at 518-598-5165 or Christopher.Kennedy@selective.com.

Sincerely,



Christopher Kennedy  
Property General Adjuster

cc: Amsure

Selective Insurance Company of America is the servicing carrier and handles the claims for all its affiliate insurers.





Claim No. 22245410

STATEMENT AS TO FULL COST OF REPAIR OR REPLACEMENT UNDER THE REPLACEMENT COST COVERAGE SUBJECT TO THE TERMS AND CONDITIONS OF THIS POLICY

\$ 32,536,293.00 AMOUNT OF POLICY AT TIME OF LOSS 4/1/2021 DATE ISSUED 4/1/2022 DATE EXPIRES

S1801921 POLICY NUMBER Amsure AGENT Saratoga Springs, NY AGENCY AT

To the Selective Insurance Company

of America Policy No. S1801921

Agency at Saratoga Springs, NY Agent Amsure

Insured Town of Clifton Park

Location 639 Clifton Park Center Rd., Clifton Park, NY 12065

Type of property involved in claim Building

Date of loss 8/17/2021 Occupancy Garage

Interest, no other person or persons had any interest therein or encumbrances thereon except: N/A

- 1. Full Amount of Insurance applicable to the property for which claim is presented was \$ 32,536,293.00
2. Full Replacement Cost of said property at the time of loss was \$ 32,536,293.00
3. The Full Cost of Repair or Replacement is \$ 617,776.12
4. Applicable Depreciation & Co- Insurance Penalty \$ 69,330.97
5. Actual Cash Value Loss is (Line 3 minus Line 4) \$ 548,445.15
6. Less deductibles, prior payment and/or participation by the insured \$ 0.00
7. Actual Cash Value Claim is (Line 5 minus Line 6) \$ 548,445.15
8. Supplemental Claim To be filed in accordance with the terms s and conditions of the Replacement Cost Coverage within 180 days from the date of loss as shown above, and will not exceed \$ 69,330.97

The furnishing of this blank or the preparation of proof by a representative of the above insurance company is not a waiver of any rights.

State of

County of Insured

Subscribed and sworn to before me this day of , 20

Notary Public

Resolution No. \_\_\_\_\_ of 2022, a resolution establishing a comprehensive deer public/private management assessment group in the Town of Clifton Park

Introduced by \_\_\_\_\_, who moved its adoption, seconded by \_\_\_\_\_.

WHEREAS, on October 18, 2021, the Town Board held a public hearing to discuss changes to allowable activities in nature preserves, town parks, and lands otherwise managed by the Town; and

WHEREAS, during the public hearing town residents spoke encouraging the town to undertake a comprehensive deer public / private land management assessment of its lands with the New York State Department of Environmental Conservation and public participation with interested parties before moving forward; and

WHEREAS, the abundance of deer in large parts of the State including Clifton Park is causing increasing problems such as deer-vehicle collisions, damage to landscaping plants, diseases carried by ticks that feed on deer, all while threatening the long-term viability of forest ecosystems; and

WHEREAS, the New York State Department of Environmental Conservation recommends approaching deer management at a community level rather than as individuals; and

WHEREAS, the New York State Department of Environmental Conservation has long been studying the issue of deer management across the State in conjunction with Cornell University; and

WHEREAS, the New York State Department of Environmental Conservation over the decades has worked successfully with local governments to develop and implement deer management plans; and

WHEREAS, the New York State Department of Environmental Conservation has created several handbooks to guide communities in developing their own deer management plan; and

WHEREAS, the New York State Department of Environmental Conservation has historically worked with local government and communities to establish management plans that take into account all considerations from the community; and

WHEREAS, numerous localities in New York State including the City of Albany (Albany County), Town of East Hampton (Suffolk County), Town of Erwin (Steuben County), and the Town of Irondequoit (Monroe County) have implemented successful bow hunting programs on public lands that are held up as models for the nation; and

WHEREAS, the State of New York allows controlled hunting programs in state forest lands located within the boundaries of the Town of Clifton Park and state parks within short driving distances; now, therefore, be it

RESOLVED, that said comprehensive deer management assessment group shall be chaired by Councilwoman Amy Flood, with further membership comprised of Councilman Anthony Morellis and representatives as available from the New York State Department of Environmental

Conservation, New York State Canal Corporation, Friends of the Mohawk-Hudson Bike Trail, the local sportsmen community, and other interested parties as deemed necessary to the discussion; and be it further

RESOLVED, that the Town Attorney's Office will provide staff support as necessary, and legal advice as appropriate, and be it further

RESOLVED, that the assessment group utilize the New York State Department of Environmental Conservation Community Deer Management Guide, 2018 Deer Management in Urban and Suburban New York Report, and Management Plan for White-Tailed Deer in New York State 2021-2030 as guides in its deliberations; and be it further

RESOLVED, that the assessment group research and study the work being done relative to deer management, in particular limited and controlled deer bow-hunting on public lands in Albany, East Hampton, Erwin, and Irondequoit.

**Meg Springli**

---

**From:** Town of Clifton Park <noreply@cliftonpark.org>  
**Sent:** Wednesday, January 5, 2022 10:13 AM  
**To:** Meg Springli  
**Cc:** Jean, Spiegel; Mark Heggen  
**Subject:** Resolution Request for TB Meeting: 01-10-2022  
**Attachments:** 61d5b5815def6-Deer Management Resolution Request.pdf; 61d5b5815e634-Deer Management Committee.docx; 61d5b5815e788-NYS Deer Management Guide.pdf

An item has been submitted to the Resolution Request form for review.

Department: **Town Board**  
Your email: **aflood@cliftonpark.org**

Sponsor/Contact as shown on the agenda (i.e. P. Barrett, A. Standaert, D. Bull, etc.): **Amy Flood**

Requested Meeting Date: **01-10-2022**

Brief Description: **a resolution establishing a comprehensive deer public/private management assessment group in the Town of Clifton Park**

Budget #:  
Budget Description:  
\$ Amount:

Additional Comments/Details: **Questions regarding the resolution may be directed to Councilwoman Flood.**

**A draft resolution is attached.**

**Backup materials referenced in the draft resolution are attached.**

**COMPROLLER APPROVAL or Comments:**

**ATTORNEY APPROVAL or Comments:**

10/18/2021

TOWN OF CLIFTON PARK TOWN BOARD

October 18, 2021

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.

Present: Supervisor Barrett  
Councilwoman Flood  
Councilwoman Standaert  
Councilman Morelli  
Councilwoman Walowit  
Town Clerk Brobston

Also Present: Town Attorney McCarthy  
Mark Heggen, Comptroller  
Dahn Bull, Highways Superintendent  
John Scavo, Planning Director  
Matt Andrus, Information Specialist  
Lou Pasquarell, Director of Safety & Security  
Steve Myers, Director of Building & Zoning

MINUTES APPROVAL

MOTION by Councilwoman Walowit, seconded by Councilman Morelli, to approve the minutes of the October 4, 2021, meeting as presented.

ROLL CALL VOTE

Ayes: Councilwoman Flood, Councilwoman Standaert, Councilman Morelli,  
Councilwoman Walowit, Supervisor Barrett

Noes: None

MOTION CARRIED

ANNOUNCEMENTS AND COMMUNICATION

Supervisor Barrett announced the event "A Bump in the Night", was cancelled due to weather. Supervisor thanked everyone who worked hard to prepare for the event. Especially the boy scouts who carved pumpkins. The jack-o-lanterns are on display throughout town.

Supervisor Barrett stated the Ashdown Bridge project will be complete Tuesday and will open to all normal traffic.

Supervisor Barrett explained the town has completed the planning process for the Town Center Park, allocated funds, and scheduled a workshop to be held October 27 from 6-7:30 at the Clifton Park Senior Community Center. The workshop will be an opportunity for residents to view the plans and provide additional input before the bidding process begins.

Supervisor Barrett stated the County project of installation of a traffic light at Grooms & Vischer Ferry Roads, will begin this week. There should be little to no interruption to the traffic patterns during construction.

Councilwoman Flood thanked Director of Buildings, Parks & Recreation Dan Clemens for his help in assisting the repairs on the Grooms Tavern and Matt Andrus for helping to install WIFI.

Councilwoman Flood expressed sympathy for the family of General Colin Powell, a great leader of the country.

PRESENTATION-RED RIBBON WEEK

William Tierney, Elks Lodge #2466, explained Red Ribbon Week is an opportunity for drug awareness. Started in 1988 due to a death of a DEA agent. President Reagan passed for the nation to recognize the week for drug awareness. Recently the awareness has been extended to the entire month. Red ribbons were distributed to board members. He thanked Matt Andrus who is the Elks Drug Awareness Chairperson.

Resolution No. 237 of 2021, a resolution proclaiming the week of October 23-31, 2021, as Red Ribbon Week in Clifton Park.

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

WHEREAS, alcohol and drug abuse in this nation have reached epidemic stages, and

WHEREAS, it is imperative that visible, unified prevention education efforts, by community members, be launched to eliminate the demand for drugs, and

WHEREAS, the National Red Ribbon Campaign offers citizens the opportunity to demonstrate their commitment to drug-free lifestyles, which means no use of illegal drugs, no illegal use of legal drugs, and

WHEREAS, the National Red Ribbon Campaign will be celebrated in every community in America during Red Ribbon Week, October 23-31, and

WHEREAS, business, government, parents, law enforcement, media, medical institutions, religious institutions, schools, senior citizens, service organizations, and youth will demonstrate their commitment to healthy, drug-free lifestyles by wearing and displaying red ribbons during this week-long campaign, and

WHEREAS, the community of Clifton Park further commits its resources to ensure the success of the Red Ribbon Campaign; now, therefore, be it

RESOLVED, that the Town Board does hereby proclaim October 23-31, as RED RIBBON WEEK, and encourages its citizens to participate in drug prevention education activities, not only during Red Ribbon Week, but all year long, making a visible statement that we are strongly committed to a drug-free town.

ROLL CALL VOTE

Ayes: Councilwoman Flood, Councilwoman Standaert, Councilman Morelli,  
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

PUBLIC HEARING-CHAPTER 152 AMENDMENTS-VISCHER FERRY NATURE AND  
HISTORIC PRESERVE 7:11 PM

Town Clerk Brobston read the public hearing notice that was advertised in the October 6, 2021, edition of the Daily Gazette.

Supervisor Barrett stated issues have arisen relative to the Vischer Ferry Nature Preserve area. The preserve is owned by New York State and managed by the town.

Attorney McCarthy explained this proposal is an effort to combine and consolidate a handful of separate permits that were issued to the Town of Clifton Park for the use and occupancy of the preserve. The original permit dates to 1977 and there were separate permits issued. The original permit refers to the town code that was adopted at that time, and a map of the preserve that Clough Harbour Associates published, without a date, but does contain boundary lines. Two

separate subsequent permits were issued for individual projects issued in the 1990's authorizing the town to build the towpath. One on the west side of Ferry Drive, to the border of the preserve and the other on the east side of Ferry Drive, which generally goes into the area adjacent to the Jacobsen property which the town subsequently acquired. If the descriptions of those various permits are lined up with the land that is described as covered, it is not easy to clearly get a full picture of the preserve. When enforcing an appearance ticket last year, there was a linier strip of land on the east side of Ferry Drive, as you enter the Jacobsen property. The Jacobsen property itself that was excluded from the original description and the original maps. What was clearly omitted from the original permit, is a restricted area that the canal corporation continues to use periodically to dump dredge spoils. There was a question raised by the despondent as to where he was standing/hunting it wasn't clear that the town could prove exactly where the ticket was written and whether it was written in the area demarked on the map as preserve property or outside. The Jacobsen property is clearly town owned land but was never dealt with in the town code. The Real Property staff was contacted at the Canal Corporation and the problem described and tried to get original maps. Ultimately, what they determined to do was to just issue one consolidated permit that would supersede a handful of existing permits and just delegate the use and occupancy of management and operation of all canal corporation lands within the Town of Clifton Park, to the town to manage the preserve and the only thing the Canal Corporation asked of the town, was to post the dredge spoils area as no public access. But that would mean no hunting or access at all. The permit from the Canal Corporation has not yet been received. The proposed amendments are to eliminate the confusion of the boundary lines, to include the dredge spoils area within the use and occupancy permit, and to just issue a broader permit. The Canal Corporation permit from both 1977 and all the superseding permits, continue to prohibit all hunting, except for the duck hunting by shotguns. Deer hunting was disallowed. That is not a change in policy. When looked at it, was noticed that the town had acquired 5 separate pieces of property either the inholding was the former Jacobsen property and 4 additional pieces of land that the Town Board had acquired for preserve purposes. This proposal also incorporates those 5 pieces of property which totals about 77 acres and designated those lands as part of the Vischer Ferry Preserve, even though they are not Canal Corporation properties under the permit to the preserve.

Supervisor Barrett stated, as Attorney McCarthy referred to, it has been consistent with town policy for no hunting on town property. There is nothing contemplated in this hearing that would change that, other than the yearly structured program that follows a process, which is the duck hunting in the preserve. There are more people using the preserve now than even 5-20 years ago. Signage and notifications are created during the program, for people and nearby homeowners who use the preserve for other than hunting. He welcomed public comments.

Councilwoman Flood stated she will address both amendments. When she was originally made aware of the amendments to Chapter 152-2, she was in support of it. She spoke with Town Attorney McCarthy and agreed that the town needs to extend the permits, so the town has total control over the preserve. It makes it easier to enforce laws when there are no gaps as to where the town owns lands. However, she does not completely agree with Part D which states, all hunting and discharge of firearms restricted including bows of any type. She believes that sportsmen are true wildlife managers and help keep a balanced eco system. She would like to propose in the future to look into setting aside 1 week of bow hunting in designated areas like the town does with firearms for duck hunting. Town Security has had no issues with duck hunting in the time it has been permitted. Over 600 deer were inhumanly slaughtered or injured in the past year in Saratoga County. She talked with an environmental safety officer, and he said a bow is the safest way of hunting. Regarding Chapter 153-4, it bans hunting target shooting or discharge of any firearm or any bow of any type on land owned by the town. The way the amendment is currently written it includes banning the boys and girl scouts from archery in the parks. She suggested verbiage to be included to make exceptions to these groups. She is not in favor of further restrictions to our town residents and sportsmen in accessing our public lands. The Vischer Ferry Preserve is over 900 acres which is more than enough space for residents to co-exist. A proposed solution would be a lottery-based system, through the Town Clerk's office, like what the town does for duck hunting 1 week out of the year. She would like to see, if it's possible, to make considerations to allow one week of bow hunting by next summer.

Supervisor Barrett stated that both could be true, but it is important to make sure that everyone is on the same playing field and that there aren't any gaps in the land that is covered by certain rules and land that is not. But he stated that there is no hunting on town property or managed by the town but still duck hunting once a year. He stated it is important to incorporate all the lands together, banning hunting might be the best option to get to the point where the town can consider a program like duck hunting for bows.

Jennifer Andrus, Ashley Dr., speaking as a resident and representative of the Southern Saratoga Girl Scout Service Unit. She stated one of the activities most popular with the girls is archery. Trained instructors teach the girls in a safe environment with boundary setting and fencing with appropriate safety measures. She suggested approving this change to the town code would eliminate all town park and preserve options for the girl scouts to teach archery. The only other spaces available would be a private club in Clifton Park and the girl scout camps which are located outside of Clifton Park. The girl scouts provided an archery activity during National Night Out on the Clifton Common and Veterans Park Pavilion as a part of the recruiting events. If this code were approved the scouts would have been fined \$250 each for showing a child a bow and arrow in the town park. Prohibiting bow activity would prohibit the girls from this activity to learn the skill in the local community. She requested the board to vote no on the proposed amendments and change the permit to allow archery or targeted bow on town land, in a way that would be conclusive to a teaching environment.

Supervisor Barrett stated that the events where the girls promoted archery, the town was aware that it was taking place.

Attorney McCarthy asked what kind of equipment was used?

Ms. Andrus answered it was a toy bow set.

Supervisor Barrett stated that activity wouldn't be an issue and if this amendment passed as written, the scouts in a real form, would come to the town for reservation of a space to do that and am sure would be approved. The town has had archery programs in the past.

Attorney McCarthy stated, the way the draft reads, was not intended to catch toy bow play sets.

Supervisor Barrett stated, the town would certainly support that activity on town property in a reserved manor.

Ken Clayton, Carpenter Way, suggested a balance to the approach. He stated he was duck hunting in the preserve last year during the designated duck hunting season and came across residents, who were clearly not hunters, and approached them and questioned if they saw the signs posted and the caution tape. They said they were not aware of them. Safety for everyone involved is paramount. He suggested setting up lanes in designated areas for bow hunting only where people sign up on a list to reserve certain spots during designated hunting season, so they are away from traffic areas.

Joe Stockbridge, Denhelder Drive, questioned if the town has done an environmental assessment.

Attorney McCarthy stated no, not yet.

Mr. Stockbridge, in reviewing the DEC May issued goals plan, is directly contradicted by this amendment. DEC issued in 2018 a community-based assessment document, that can be used by communities to assess their deer herd and mitigate some of the impacts by hunters and non-hunters. He suggested looking at the Cornell Program, available on-line, to perform the assessment to help the town promote these properties. He has noted in several areas of town there are already signs for no hunting posted. Asking if there is a statutory authority for those signs being up?

Attorney McCarthy stated, just the town code.

Mr. Stockbridge questioned were that is in the town code.

Attorney McCarthy stated the existing Chapter 152 for the preserve.

Mr. Stockbridge stated, on the parcel next to Veterans Park, there is a "No Hunting" sign. That parcel has not been designated as a park yet.

Attorney McCarthy stated that is part of the reasoning for the next public hearing addressing that parcel. The town policy is to not allow hunting on town lands. There are some gaps in the code as to some of the parcels.

Attorney McCarthy explained the statute to address the posting of "No Hunting" signs currently is in the Environmental Conservation Law.

Mr. Stockbridge asked if DEC has been consulted.

Attorney McCarthy answered no, not yet.

Supervisor Barrett stated, if the town is considering a structured program, like we have with the duck hunting, information used by other communities on how they organized this would be helpful.

Anthony Mirachi, Malta, provided literature for the Town Boards review titled "A Sitting Duck: Local Government Regulation of Hunting and Weapons Discharge in the State of New York". He stated the mention of a weeklong bow season will not be necessary because it is state land. Since 1977 the law has changed.

Michael Krupski, Halfmoon, opposes any further restrictions on hunting or target shooting on the nature preserves. NYS DEC requires anyone discharging a firearm to be 500 feet from the nearest building and anyone discharging an archery bow to be 150 feet from the nearest building. He would like to see public lands shared by all residents.

Supervisor Barrett thanked everyone for their input and ideas. Any further information would be welcomed. No decisions will be made tonight or probably not in the near future.

Public Hearing closed at 7:46 PM.

PRESENTATION -CHAPTER 153 AMENDMENTS-PARK AND OPEN SPACES, 7:48 PM

Town Clerk Brobston read the public hearing notice that was advertised in the October 6, 2021, edition of the Daily Gazette.

Attorney McCarthy stated residents were questioning if hunting was permitted on certain parcels in town. The town does not allow hunting on any town owned property. The proposal is to codify to give the security staff codes to be able to write tickets on, if necessary. It was not considered to be a change on policy, other than to make it clear. Garnsey Park should be addressed in the town code. No generic policy on Class A open spaces is mentioned in the code either.

Councilwoman Flood stated if the town were to do a week of bow hunting, like we allow duck hunting in the preserve, it might alleviate any problems with people wanting to go to other parks to hunt. She suggested to start small in a controlled and structured manor.

David Friedman, Birchwood, stated in each of the proposals it is written with no exceptions. HE suggested including in the code, exceptions, to allow for the town to allow certain programs.

Ken Clayton, Carpenter Way, suggested including the Dwaaskill.

Marlys McGinnis, chair of the Clifton Knolls/Mill Creek Park District, stated the park district board would like the Town Board to consider visitation in parks to not start at 5:30am nor end at 10pm. They would prefer parks open at daylight to dark with signage. She expressed concern with a neighbor who uses a bow and arrow in his yard, with no concern for the safety of his neighbors.

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Person from the floor stated, there are state laws prohibiting discharge of bow and arrow in residential areas. He suggested calling the police or DEC ENCON.

Discussion on hours of hunting pursued and included language for exceptions.

Sheila Suozzo, Valencia, supports the prohibitions of all weapons in the town.

Timothy Palmer, Northcrest Dr., stated he supports bow hunting in the preserve.

Supervisor Barrett thanked the residents for their input.

Public Hearing closed at 8:07PM.

Supervisor Barrett announced the town does partner with the Sportsman Club on an archery program and is very popular.

#### RESOLUTIONS

Resolution No. 237 of 2021, a resolution proclaiming the week of October 23-31, 2021, as Red Ribbon Week in Clifton Park.

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

WHEREAS, alcohol and drug abuse in this nation have reached epidemic stages, and

WHEREAS, it is imperative that visible, unified prevention education efforts, by community members, be launched to eliminate the demand for drugs, and

WHEREAS, the National Red Ribbon Campaign offers citizens the opportunity to demonstrate their commitment to drug-free lifestyles, which means no use of illegal drugs, no illegal use of legal drugs, and

WHEREAS, the National Red Ribbon Campaign will be celebrated in every community in America during Red Ribbon Week, October 23-31, and

WHEREAS, business, government, parents, law enforcement, media, medical institutions, religious institutions, schools, senior citizens, service organizations, and youth will demonstrate their commitment to healthy, drug-free lifestyles by wearing and displaying red ribbons during this week-long campaign, and

WHEREAS, the community of Clifton Park further commits its resources to ensure the success of the Red Ribbon Campaign; now, therefore, be it

RESOLVED, that the Town Board does hereby proclaim October 23-31, as RED RIBBON WEEK, and encourages its citizens to participate in drug prevention education activities, not only during Red Ribbon Week, but all year long, making a visible statement that we are strongly committed to a drug-free town.

#### ROLL CALL VOTE

Ayes: Councilwoman Flood, Councilwoman Standaert, Councilman Morelli,  
Councilwoman Walowitz, Supervisor Barrett

Noes: None

DECLARED ADOPTED