

December 14, 2009

The regular meeting of the Town Board of the Town of Clifton Park was held in the Town Office Building at 7:00 p.m., Supervisor Barrett presiding.

PLEDGE OF ALLEGIANCE TO THE FLAG

Present: Councilman Paolucci
Councilman Hughes
Councilman Roth
Councilwoman Walowit
Supervisor Barrett
Town Clerk O'Donnell

Also Present: Town Attorney McCarthy
Michael Shahan, Town Administrator
Richard Kukuk, Superintendent of Highways
Mark Heggen, Comptroller
Steven Myers, Director of Building and Development
John Scavo, Director of Planning

ANNOUNCEMENTS AND COMMUNICATIONS

None

PUBLIC PRIVILEGE ON RESOLUTIONS

No one wished to be heard.

Resolution No. 329 of 2009, a resolution authorizing the Supervisor to sign an application with New York State Energy Research and Development Authority (NYSERDA) for an application under the Flex Tech funding program.

Introduced by Councilman Hughes, who moved its adoption, seconded by Councilman Roth.

WHEREAS, the Town's Policy is to explore potential funding sources for energy efficiency and renewable energy whenever appropriate opportunities are available, and

WHEREAS, the Town continues to explore opportunities to reduce the Ice Arena's energy consumption by implementation of energy efficient technologies, and

WHEREAS, the Town also wishes to explore all funding opportunities for renewable energy technology for the Clifton Park Ice Arena, and

WHEREAS, the Town is advised that NYSERDA may have funding assistance available for additional energy conservation projects and renewable energy studies under the Flex Tech Technical Assistance Program; now, therefore, be it

RESOLVED, that the Supervisor is authorized to sign an application to NYSERDA for funding under the Flex Tech Technical Assistance Program.

Supervisor Barrett said the next step will be to have an energy study/audit on the ice arena to see where savings can be found. He stated items to be looked at are new equipment and available grants.

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ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 330 of 2009, a resolution authorizing McDonald Engineering to solicit quotes for a sewage flow meter to be installed within the Rivercrest Sewer District Extension No. 1.

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

WHEREAS, by agreement with the Town of Glenville dated November 13, 2008, the Town Board, as Commissioners of the Rivercrest Sewer District No. 1, agreed to install a sewage flow meter in the area of improvements to the Rivercrest Sewer District No. 1, and

WHEREAS, sewer lines and facilities have been installed sufficiently to allow connection of the Glencliff Elementary School consistent with formation of Rivercrest Sewer District No. 1, and

WHEREAS, the New York State Legislature amended Section 103 of the General Municipal Law, effective November 12, 2009, to authorize public works projects up to \$35,000 to be awarded pursuant to request for quotes; now, therefore, be it

RESOLVED, that McDonald Engineering is authorized to solicit quotes for a sewage flow meter to be installed within Rivercrest Sewer District No. 1 Extension No. 1 consistent with the map, plan and report for the formation of the extension and with newly amended General Municipal Law Section 103 (1).

Town Attorney McCarthy reported this may not require a waiver from the town's procurement policy as the project falls under the public works policy covered in the recently amended General Municipal Law. He noted this is a time sensitive project. The estimated cost is \$20,000.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 331 of 2009, a resolution rescinding Resolution No. 311 of 2009 and authorizing the Supervisor to sign an Agreement with 3N Document Destruction for offsite storage of town records.

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

WHEREAS, the Town has previously identified a need to obtain additional, secure, offsite document storage and management capacity, and

WHEREAS, by Resolution No. 311 of 2009, on November 9, 2009, the Town Board awarded a contract for offsite document storage to Schaap Records Management on the recommendation of Steven Myers, Director of Building and Zoning, and

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WHEREAS, upon further review of the proposals, facilities and the locations of the storage facilities, it was determined that 3N Document Destruction with it's facility in Saratoga County was closest to the town offices, making it easier to retrieve documents when needed, and

WHEREAS, the Town Board determines that 3N Document Destruction, P.O. Box 4044, Clifton Park, New York, offers the best overall quality of service in line with the functioning of the Building & Development Department, and

WHEREAS, in contracting with 3N Document Destruction, located in Saratoga County, the Town of Clifton Park continues to strive to support local businesses; now, therefore, be it

RESOLVED, that Resolution No. 311 of 2009 is hereby rescinded; and be it further

RESOLVED, that the Supervisor is authorized to sign an agreement with 3N Document Destruction, Clifton Park, New York, consistent with their proposal to provide off site document storage for the Department of Building and Development at a cost of \$100 per month and an initial setup charge of \$425, to be paid from A3620-009 (Building & Zoning-Leases & Rentals).

Town Administrator Shahren reported he and Mr. Myers visited the sites that submitted quotes and found that 3N, with the storage warehouse in Halfmoon, to be the most secure and the best location for the town's use and fits with the "Buying Local" program. Mr. Myers explained they offer free boxes and the 3N cataloging and bar coding is covered better than the other companies. The Town Board asked for detailed clarification and number comparisons. Councilman Roth said, though he would like to see more documentation, he understands the cost savings in transportation and convenience. In response to Councilman Roth's question, Mr. Myers said it is not necessary to have environmentally controlled storage. Mr. Shahren said the security at the 3N location is much better than the other sites visited. Mr. Myers said he will give supporting documentation to the Board.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 332 of 2009, a resolution authorizing the Supervisor to sign a three year lease with de lage landen, for a Lanier LD540c copier for use by the Department of Building and Development.

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

WHEREAS, Steven Myers, Director of Building & Zoning, has requested that a new copier be leased for use by the Building and Development Department, and

WHEREAS, the proposed cost for leasing the copier is \$240 per month plus service and supplies; now, therefore, be it

RESOLVED, that the Town Supervisor is authorized to enter into a lease agreement with de lage landen for a Lanier LD 540c for thirty-six (36) months at a cost not to exceed \$240 per month, to be paid from A-3620-0003 (Building & Development-Copier).

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

12/14/2009

Resolution No. 333 of 2009, a resolution honoring Sean Peter Donahue for attaining the rank of Eagle Scout.

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

WHEREAS, Sean Peter Donahue, 83D Carriage Hill, Clifton Park, of Boy Scout Troop 246, has attained the rank of Eagle Scout, and

WHEREAS, to become an Eagle Scout, Sean earned thirty-four merit badges and served his troop as Patrol Leader for his leadership positions, and

WHEREAS, in his Grandmother's memory, Sean completed a major community service project, leading a group of adult and youth volunteers in designing and constructing wet tubs to be used to wash flags and tapestries for the Textile Lab, Bureau of Historic Sites, New York State Department of Parks and Recreation; now, therefore, be it

RESOLVED, that the Clifton Park Town Board hereby recognizes and honors Sean Peter Donahue of Boy Scout Troop 246 for having attained the rank of Eagle Scout.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 334 of 2009, a resolution adopting Local Law No. 2 of 2009, a local law amending Local Law No. 13 of 2001, as amended, Town of Clifton Park Sewer Use Law, Article VI, Section 169-41 B (2) .

Introduced by Councilman Hughes, who moved its adoption, seconded by Councilman Roth.

WHEREAS, Michael O'Brien, Collection System Manager, has recommended that Article VI, Section 169-41 B (2), of the Town of Clifton Park Sewer Use Law be amended, and

WHEREAS, a public hearing was conducted on December 7, 2009 to consider the proposed change to the local law, and

WHEREAS, the public was given the opportunity to speak in favor of or against the proposed change to the local law; now, therefore, be it

RESOLVED, that Local Law No. 2 of 2009, a local law amending Local Law No. 13 of 2001, as amended, of the Town of Clifton Park Sewer Use Law, Article VI, Section 169-41 B(2), is hereby adopted; and be it further

RESOLVED, that the Town Clerk file said notice with the New York State Department of State as require by law.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

12/14/2009

Resolution No. 335 of 2009, a resolution authorizing the Highway Superintendent to purchase traffic advisory devices and to install the devices on Clifton Park Center Road.

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

WHEREAS, in May of 2009, the Town Board forwarded a request to the Town's Highway Safety Committee (HSC) regarding the traffic conditions on Clifton Park Center Road, and

WHEREAS, in response, the HSC has recommended the installation of permanent interactive speed signs with flashing yellow beacons be installed at both the east and west approaches to the Addison Estates intersection on Clifton Park Center Road, and

WHEREAS, interactive speed signs are increasingly used to tell motorists that they have not reduced their speed after entering a lower speed limit, and

WHEREAS, the HSC advises that sight distances for drivers on Clifton Park Center Road is decreased due to an existing hill slope condition, and

WHEREAS, interactive signs function by illuminating a vehicle's speed if in excess of pre-set limits causing flashing amber lights which communicate the vehicles' speed to the motorist, and

WHEREAS, the HSC advises that while speed is a driver's choice, the Town Board wishes to take measures to alert motorists who are changing into a lower speed limit area on Clifton Park Center Road in order to increase awareness and compliance with posted limits; now, therefore, be it

RESOLVED, that sighting and standards for the interactive speed signs shall meet the requirements noted under Section 2B.13 of the Manual of Uniform Traffic Control Devices; and be it further

RESOLVED, that the Highway Department is authorized to purchase two Carmanah Solar Powered Beacon and Radar Driver Feedback Systems from Traffic Systems Inc., Bay Shore, New York from New York State Contract at a cost of \$14,202.80, plus freight, as per attached pricing memoranda, to be paid from A-3310-215 (General Fund-Traffic Safety); and be it further

RESOLVED, that Highway Superintendent Richard Kukuk is authorized to place two Carmanah Radar Signs at the East and West approaches to the Addison Estates Intersection on Clifton Park Center Road.

Supervisor Barrett said he agrees with the Highway Safety Committee that regular signage will not be effective at this location. Director of Planning Scavo said the road is adequately posted with a 30 mile per hour speed limit, however, the proposed interactive speed sign, which is solar powered, will get motorists' attention as they enter the hill to make them aware of their speed. He reported other options were looked at, including a traffic light, but because of sight distance issues, were not viable. Councilman Roth questioned if signage will make a difference on the up slope. Supervisor Barrett stated this is a very unique area and feels the proposed signage will be effective.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

12/14/2009

Councilman Paolucci referred to a memo and photos from Jenny Moon of McDonald Engineering regarding the roof for The Grange, and asked if Resolution No. 327 tabled on December 7, 2009, will be considered this evening. Historic Preservation Commission Chairman Kazmierczak said Town Historian Scherer would like to review the historic aspects of the project. Mr. Kazmierczak reported The Grange was once a barn and historically barns always had metal roofs. Supervisor Barrett said he feels a dark green metal roof would be appropriate but will wait to hear from Mr. Scherer. The Supervisor stated he would like to consider this resolution at the December 21st Town Board meeting.

PUBLIC PRIVILEGE

Jim Ruhl, Wooddale Drive, said he would like a temporary speed sign on Wooddale Drive. Supervisor Barrett said this can be done.

Norman Goldman, London Square Drive, distributed written comments expressing concern with the quality of the televised Town Board meetings, his questions not being answered, and the fee for the dog park.

Dave Neville, owner of 3N Document Destruction, said costs are in line with the town's requirements and the company takes security very seriously, noting there are closed circuit cameras inside and out, as well as a six foot chain link fence. He noted there are over 50,000 boxes presently in storage.

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

Motion carried at 7:55 p.m.

Patricia O'Donnell
Town Clerk