

October 1, 2012

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 Whalen
Councilman Hughes
Councilman Romano
Councilwoman Walowit
Supervisor Barrett
Town Clerk O'Donnell

Also Present: Town Attorney McCarthy
Richard Kukuk, Superintendent of Highways
Mark Heggen, Comptroller
Michael Handerhan, Supervisor of Buildings and Grounds
John Scavo, Director of Planning
Louis Pasquarell, Safety Officer

MOTION BY Councilman Romano, seconded by Councilwoman Walowit, to approve the minutes of the September 10 and 17, 2012 meetings as presented.

ROLL CALL VOTE

Ayes: Councilman Whalen, Councilman Hughes, Councilman Romano
Councilwoman Walowit, Supervisor Barrett

Noes: None

MOTION CARRIED

ANNOUNCEMENTS AND COMMUNICATIONS

Supervisor Barrett announced the Not So Common Players upcoming production of "Man of LaMancha to be presented the last two weekends of October.

The Town Clerk submitted the 2013 Tentative Budget to the Town Board.

PRESENTATION TO THE BOARD UPGRADING TOWN RADIO SYSTEM

Supervisor Barrett noted this will be a costly expenditure and should be good for approximately 20 years. He explained with the narrow banding of frequencies, town radios will be obsolete and it will be necessary to move from an analog to digital system.

Paul Lent, Saratoga County Director of Emergency Services, reported the deadline for moving to digital system is December 31, 2012 and the FCC will give no extensions. The town must be compliant or lose its FCC license and equipment will shut off. Mr. Lent said the new system will be a tool for productivity as opposed to a convenience. He explained the Motor Turbo system from Motorola is a good fit for Clifton Park as it will give the capabilities of everyone being on the same frequency system. The life expectancy is approximately 20 years.

Lou Pasquarell, Safety Officer, spoke of the advantages of the Motor Turbo system.

Supervisor Barrett reviewed the 2013 Tentative Budget, stating Clifton Park is in very good fiscal shape and there will be no general fund town property tax. He reviewed health and dental costs of just shy of \$1.5 million in 2011, due to renegotiation with the unions, lowered to \$1.162 million in 2012 and expects a 10 percent increase of \$1.252 million in 2013 budget. The Supervisor

said per the union contract increase for union employees will be 3¾ percent and non-union 3 percent. Regarding the cost of the NYS Retirement System, the Supervisor stated in 2010 the bill was 300% lower than now. The bill will increase by \$207,000 in 2013. The Highway tax will increase 3 percent to .1929 per \$1000 assessed value for an average cost of \$30 per year. Supervisor Barrett reviewed various capital projects. The Supervisor reported sales tax has been budgeted at \$10.521 million for 2013 and \$11 million is expected for 2012. He further reported the town has a “healthy” fund balance. Supervisor Barrett said \$650,000 was budgeted to balance the 2012 budget, however, he does not feel it will be necessary to use those funds.

Councilman Romano announced beginning October 1st, a round of golf at the Barney Road Golf Course will be reduced by \$2.00 Monday through Thursday.

PUBLIC PRIVILEGE ON RESOLUTIONS

No one wished to be heard.

Resolution No. 228 of 2012, a resolution authorizing the installation of a street light at the entrance to the Nicole Court subdivision (formerly approved and known as Bella Vista Manor subdivision).

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

WHEREAS, the Nicole Court (former Bella Vista Manor) subdivision was previously approved by the Clifton Park Planning Board on June 27, 2006, and the installation of a street light is depicted on the approved subdivision plan, titled Bella Vista Manor subdivision plan, and

WHEREAS, the installation of the street light is warranted at this time; now, therefore, be it

RESOLVED, that authorization is hereby granted for the installation of a street light at the entrance to the Nicole Court subdivision at the intersection of Nicole Court and Bruno Road; and be it further

RESOLVED, that said street light shall be charged to the Clifton Park Lighting District No. 1 and that a copy of this authorization shall be forwarded to National Grid utility company.

ROLL CALL VOTE

Ayes: Councilman Whalen, Councilman Hughes, Councilman Romano,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 229 of 2012, a resolution authorizing the Town Supervisor to sign a grant application on behalf of the Justice Court for the purchase of office furniture and supplies for the Justice Court.

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

WHEREAS, the Clifton Park Town Court is in need of furniture and office supplies, and

WHEREAS, the 2012 State Budget includes \$2.5 million in Justice Court Assistance Program funds, and

WHEREAS, Judge Robert A. Rybak and Judge James F. Hughes wish to file an application seeking a grant for approximately \$12,122 from the Justice Court Assistance Program to purchase furniture and a variety of office and security supplies, and

WHEREAS, such equipment will enable the Justice Court to better serve the needs of the public; now, therefore, be it

RESOLVED, that the Clifton Park Town Board supports the submission of a grant application on behalf of the Justice Court seeking a grant of approximately \$12,122 from the Justice Court Assistance Program to purchase office furniture and supplies for use by the Justice Court; and be it further

RESOLVED, that the Town Supervisor is authorized to sign a grant application totaling approximately \$12,122 on behalf of the Justice Court for the purchase of equipment for the Justice Court.

ROLL CALL VOTE

Ayes: Councilman Whalen, Councilman Hughes, Councilman Romano,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 230 of 2012, a resolution to accept the quote for the installation of a baseball fence at Burning Bush Boulevard Park in Longkill 1 Park District.

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

WHEREAS, quotes were received for the installation of a baseball fence at Burning Bush Boulevard Park in Longkill 1 Park District, and

WHEREAS, the lowest conforming quote was submitted by AFSCO Fence, 185 Troy-Schenectady Road, Latham, New York, in the amount of \$7,852 for the installation of a baseball fence at Burning Bush Boulevard Park in Longkill 1 Park District, and

WHEREAS, Michael Handerhan, Supervisor of Buildings and Grounds, has recommended that the quote of AFSCO in the amount of \$7,852 for the installation of a baseball fence at Longkill 1 Park District be accepted; now, therefore, be it

RESOLVED, that the Town Board hereby accepts and awards the above referenced quote to AFSCO in the amount of \$7,852, to be paid from SP57123-200-1500 (Longkill I Park District).

Supervisor of Buildings and Grounds Handerhan explained this will consist of a backstop and 60 feet of 10-foot high fencing down each side.

ROLL CALL VOTE

Ayes: Councilman Whalen, Councilman Hughes, Councilman Romano,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 231 of 2012, a resolution awarding the bid for the Barney Road Pond Culvert Replacement Project to Pollard Excavating.

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

WHEREAS, the Town of Clifton Park desires to enhance its ability to regulate the levels within the upper pond at Barney Road, and

WHEREAS, McDonald Engineering has recommended the installation of an additional culvert beneath Barney Road at the Barney Road intake dam, and

WHEREAS, sealed bids were opened on September 7, 2012, and

WHEREAS, Pollard Excavating submitted the low bid for the culvert installation project; now, therefore, be it

RESOLVED, that the Town Board authorizes the project and awards the bid to Pollard Excavating, Inc., Altamont, New York, in the amount of \$126,725, to be paid from DA-915 (Assigned Fund Balance) with a transfer to DA-5110-24 (Highway Construction-General Repairs).

Supervisor Barrett reported approval has been received from DEC for this work. He said McDonald Engineering has recommended proceeding with this project since the water level is lower and there could be a wet spring. Superintendent of Highways Kukuk explained about 15 years ago the stop dam where the level of water could be adjusted failed and it is very deep below the level of the road. He said the public water supply, sanitary sewer, original cast iron natural gas main are under the pavement at the levels where the pipe should go. Superintendent Kukuk said when the water level is up it is mid level to basements on Par Del Rio and some homeowners have two or three sump pumps running constantly. He said this project will allow the level of the pond to be lowered and also lower the water table.

Jeff Trzeciak, McDonald Engineering, explained the project will allow the pond to be lowered about two and a half to three feet lower than it is now and will be able to regulate from upper to lower pond after snow and spring runoff. Mr. Trzeciak reported the contractor has said, if all goes well and weather permitting, this can be done in about a month. He stated the utilities will stay in service the entire time during construction.

ROLL CALL VOTE

Ayes: Councilman Whalen, Councilman Hughes, Councilman Romano, Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 232 of 2012, a resolution authorizing the transfer of \$8,500 for the purchase of twenty-four new large tires for Highway Department trucks.

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

WHEREAS, Richard Kukuk, Superintendent of Highways, has identified a need for twenty-four new tires for four 2007 International Tandem trucks at a cost of \$8,500, and

WHEREAS, it is necessary to transfer funds to accommodate the purchase of the tires; now, therefore, be it

RESOLVED, that the Comptroller is authorized to transfer \$8,500 from DA5130-00229 (Small Equipment) into DA5130-0230 (Tires) for the purchase of the twenty-four new tires.

ROLL CALL VOTE

Ayes: Councilman Whalen, Councilman Hughes, Councilman Romano,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 233 of 2012, a resolution authorizing a neighborhood block party to be held in Crescent Estates subdivision.

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

WHEREAS, the residents of Crescent Estates wish to conduct a block party within the subdivision on Saturday October 13, 2012 between the hours of 12:00 pm and 4:00 pm and have requested permission to use Walnut Drive at Parkwood Drive to Irene Drive; now, therefore, be it

RESOLVED, that the residents, with the approval and advice of the Town Highway Superintendent, have permission to use Walnut Drive at Parkwood Drive to Irene Drive on Saturday October 13, 2012 from 12:00 pm to 4:00 pm for their party activities, but must not block off the street and make sure emergency vehicles can gain access to the street if needed, and be it further

RESOLVED, that the residents shall be responsible for all clean-up activities on town property or on the street right-of-way resulting from the social activity; and be it further

RESOLVED, that a copy of this resolution be sent to the applicable fire department, the ambulance corps, the sheriff's department and the state police.

ROLL CALL VOTE

Ayes: Councilman Whalen, Councilman Hughes, Councilman Romano,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 234 of 2012, a resolution authorizing St. George's School to use town roadways for their 1st Annual Turkey Trot on November 22, 2012.

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

WHEREAS, St. George's School on Route 146 would like to host its First Annual Turkey Trot on Thanksgiving morning November 22, 2012, and

WHEREAS, the 5K event will begin at St. George's School, proceed to Moe Road then Clifton Park Center Road, into Shenendehowa campus by Tesago Elementary, continue through the campus to the main entrance on Route 146, right on Route 146 and end back at St. George's School; now, therefore, be it

RESOLVED, that authorization is given to St. George's School to use town roadways for their 1st Annual Turkey Trot 5K Race event on November 22, 2012; at 8:00 A.M.

ROLL CALL VOTE

Ayes: Councilman Whalen, Councilman Hughes, Councilman Romano,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

PUBLIC PRIVILEGE

Beverly Czub, Miller Road, Rexford, asked if there is a problem with the town's water system. Supervisor Barrett explained there is maintenance on the Boyack treatment plant that is expected to be completed in November and the Water Authority is buying more water than usual from the County. The County had stopped using the carbon filtering system; however, he has been told it has been "resurrected" at least two weeks ago so there should be an improvement.

Pam Marshall, Fairlawn Court, said she was experiencing a "swampy" odor but has gone away in the last couple of days. Supervisor Barrett said the water is completely safe but coming from a different source.

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 8:10 p.m.

Patricia O'Donnell
Town Clerk