

November 5, 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 Romano  
Councilwoman Walowit  
Supervisor Barrett  
Town Clerk O'Donnell

Absent: Councilman Hughes

Also Present: Town Attorney McCarthy  
Richard Kukuk, Superintendent of Highways  
Mark Heggen, Comptroller

MOTION BY Councilman Romano, seconded by Councilwoman Walowit, to approve the minutes of the October 9 and 15, 2012 meetings as presented.

**ROLL CALL VOTE**

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

Absent Councilman Hughes

Noes: None

**MOTION CARRIED**

**ANNOUNCEMENTS AND COMMUNICATIONS**

Supervisor Barrett announced the Town Hall is a drop off site for donations for those people impacted by Hurricane Sandy.

Supervisor Barrett announced the World War II monument formerly situated along Route 146 will be rededicated at its new site at the entrance to Garnsey Park on Sunday, November 11<sup>th</sup>. He thanked Buildings and Grounds staff for their work in building the monument base, Don Green, owner of DCG Development for the donation of the flag pole and Eric Catricala owner of Catricala Funeral Home, for cleaning the stone. He expressed appreciation to Al Atwell, the VFW and Jude Hazard for their work on this project.

Supervisor Barrett presented Eagle Scout Josh Loudon with Resolution No. 227 of 2012 adopted on September 17<sup>th</sup>. Josh reported on his project to benefit the Mary Jane Row Memorial Dog Park explaining he built three benches, a picnic table, planted two trees, as well as a tool rack for dog park tools. He fundraised to buy supplies and asked for help from his Scout troop.

**PUBLIC PRIVILEGE ON RESOLUTIONS**

No one wished to be heard.

Resolution No. 242 of 2012, a resolution accepting the conveyance of a fifteen foot strip of land from Boni Enterprises, project known as Keefer Subdivision.

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

WHEREAS, as a condition of approval for the Keefer Subdivision the Town of Clifton Park Planning Board required that the applicant convey a fifteen foot strip of land at the corner of Lapp Road and Frankie Lane to the Town of Clifton Park for the future installation of a multi-use pathway along Lapp Road; now, therefore, be it

RESOLVED, that the Town Board hereby accepts the conveyance of a fifteen foot strip of land at the corner of Lapp Road and Frankie Lane from Boni Enterprises, briefly described as follows:

	<u><b>Name of Owner</b></u>
<ul style="list-style-type: none"> <li>• Fifteen foot Strip of Land SBL 278. 1-21</li> </ul>	Boni Enterprises, LLC

and be it further

RESOLVED, that this conveyance is expressly conditioned upon receipt of an approval by the Town Attorney of all necessary documents including review of the recorded deed in the Saratoga County Clerk’s office, provision of title report, provisions for payment of all taxes, recording fees, and assessments which are acceptable to the Town Attorney, and be it further

RESOLVED, that there be appended to the within resolution a copy of the recorded conveyance after it has been filed with the Saratoga County Clerk.

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Hughes

DECLARED ADOPTED

Resolution No. 243 of 2012, a resolution upgrading Gregory Budney from MEO Light to MEO in the Buildings and Grounds Department.

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

WHEREAS, Buildings and Grounds Supervisor Michael Handerhan has recommended that Gregory Budney be upgraded from MEO Light, Grade 4, Step 3 (\$36,644 per year) to MEO, Grade 5, Step 1 (\$38,941 per year); now, therefore, be it

RESOLVED, that Gregory Budney be upgraded from MEO Light to MEO, Grade 5, Step 1 (\$38,941 per year) effective November 6, 2012; and be it further

RESOLVED, that authorization is given to the Comptroller to transfer the additional amount of \$352 needed through the end of 2012 from A7110-74 (Buildings & Grounds Overtime) into E0102(Buildings & Grounds-Employee).

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Hughes

DECLARED ADOPTED

Resolution No. 244 of 2012, a resolution authorizing the purchase of a VHF 2-Way Town Wide Radio System.

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

WHEREAS, changes in requirements from the Federal Communications Commission requires upgrades to municipal emergency communication systems by December 31, 2012, and

WHEREAS, Town Safety Officer Louis Pasquarell, working with the Saratoga County Office of Emergency Services, identified the Motorola VHF Repeater Systems as providing the most effective long term solutions for the town's ongoing communication needs under the changing FCC requirements, and

WHEREAS, Pittsfield Communications submitted the sole bid to supply one hundred forty-nine portable and mobile Motorola radios and associated equipment, as well as antennae and equipment for control stations and repeater facilities in the amount of \$161,538, and

WHEREAS, supplementary equipment compatible with the needs of Town Safety, Security and Animal Control Departments for dual band capacity for communication with both New York State Police and Saratoga County Sheriff systems is available through applicable New York State contracts, and

WHEREAS, Louis Pasquarell has recommended the purchase of supplementary equipment from New York State contracts PT-62495 and PS-62496 for the supply and servicing of complementary dual band units for the Safety, Security and Animal Control Departments at a cost of \$59,072; now, therefore, be it

RESOLVED, that the bid for the VHF 2-Way Town Wide Radio System upgrade is awarded to Pittsfield Communications in the amount of \$161,538 pursuant to the attached bid documents, and be it further

RESOLVED, that the Supervisor and the Comptroller are authorized to sign such purchase orders and contracts as are necessary with Pittsfield Communications consistent with the bid award, and be it further

RESOLVED, that the Supervisor and Safety Officer are authorized to purchase the supplementary equipment listed as attached, pursuant to New York State contracts PT-62495 and PS-62496 in the amount of \$59, 072, and be further

RESOLVED, that the combined cost of \$161,538 for the mobile Motorola radios and \$59,072 for the supplementary equipment be paid with a transfer of \$220,610 from Unreserved Fund Balance, to 8760-200 (Emergency Disaster Work-Equipment).

Supervisor Barrett thanked Town Safety Officer Louis Pasquarell and Paul Lent, Saratoga County Director of Emergency Services, for their work and support on this project. He said this will be a much improved and new system that should last for 20 years. The Supervisor explained that a vast majority of the town's radios will become obsolete as of January 1, 2013. Superintendent of Highways Kukuk reported the current system does not give adequate coverage so this upgrade will offer better coverage and equipment. Councilman Romano asked Mr. Pasquarell if the contractor can meet the "shut down" date of December 31<sup>st</sup>. Mr. Pasquarell responded yes. Councilman Whalen asked if any of the existing radios would continue to be used. Mr. Pasquarell responded most radios will be obsolete; however, some on the UHF frequency will be kept so as not to lose that license and those radios would be used at events such as 4<sup>th</sup> of July.

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Hughes

DECLARED ADOPTED

Resolution No. 245 of 2012, a resolution authorizing the Shenendehowa Senior Citizens Inc. to use the Shenendehowa Adult Community Center for a dinner show on November 9, 2012.

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

WHEREAS, the Shenendehowa Senior Citizens have requested permission to use the Shenendehowa Adult Community Center for a fundraising event on November 9, 2012 from 6:30 to 10:30 p.m., and

WHEREAS, the Shenendehowa Senior Citizens have also requested authorization to serve beer and wine at the event; now, therefore, be it

RESOLVED, that authorization is hereby given to the Shenendehowa Senior Citizens to use the Shenendehowa Adult Community Center for a dinner show on November 9, 2012 from 6:30 to 10:30 p.m.; and be it further

RESOLVED, that the sponsoring group is hereby authorized to serve beer and wine at the event.

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Hughes

DECLARED ADOPTED

Resolution No. 246 of 2012, a resolution to support local fire districts in responding to requests for volunteers to help in the relief efforts in the downstate areas impacted by Hurricane Sandy.

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

WHEREAS, damage from Hurricane Sandy has devastated communities in downstate New York, and

WHEREAS, several full-time employees of the Town of Clifton Park are members of volunteer fire companies within the town, and

WHEREAS, the New York State Office of Fire Prevention and Control has asked for volunteers from the region to assist with back up fire prevention needs in several downstate counties affected by the storm pursuant to the County and State Mutual Aid Program, and

WHEREAS, the town's General Unit Collective Bargaining Agreement with CSEA provides that employees who are active volunteers for either an emergency ambulance service or

fire district within the town will not incur salary or leave time deductions for time spent responding to emergencies within the town under certain conditions, and

WHEREAS, the Town Board wishes to support local fire districts as they respond to requests for volunteers to help in relief and fire prevention efforts in the affected downstate areas; now, therefore, be it

RESOLVED, that town employees, including Highway Department employees, who are active members of an emergency ambulance or fire district service within the town, shall receive compensatory time for each day donated, up to three (3) days service, in responding to calls for volunteers received through the New York State Office of Fire Prevention and Control through November 30, 2012, and be it further

RESOLVED, that permission to deploy pursuant to this resolution is expressly contingent on consent from the employee's direct supervisor, shall not compromise the operational needs of any department within the town in that supervisor's sole judgment, and shall be sufficiently documented; and be it further

RESOLVED, that compensatory time used pursuant to this resolution shall also be subject to review and advance written permission from each department head and must be used by November 5, 2013.

Supervisor Barrett explained the deployment is a 72 hour rotating shift.

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Hughes

DECLARED ADOPTED

PUBLIC PRIVILEGE

Kathy Moran, Ballston Spa, spoke against the privatizing of Maplewood Manor, the Saratoga County Nursing Home.

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

Motion carried at 7:58 p.m.

Patricia O'Donnell  
Town Clerk