

November 5, 2018

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.

Present: Supervisor Barrett  
Councilman Whalen  
Councilwoman Standaert  
Councilman Romano  
Councilwoman Walowit  
Town Clerk O'Donnell

Also Present: Town Attorney McCarthy  
Mark Heggen, Comptroller  
Daniel Clemens, Supervisor of Buildings & Grounds  
Steven Myers, Director of Building and Zoning  
Louis Pasquarell, Director of Safety and Security

MOTION BY Councilman Romano, seconded by Councilwoman Walowit, to approve the minutes of the October 9 and 15, 2018 meetings as presented.

ROLL CALL VOTE

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

Noes: None

MOTION CARRIED

ANNOUNCEMENTS AND COMMUNICATIONS

None

PUBLIC PRIVILEGE ON RESOLUTIONS

No one wished to be heard.

Resolution No. 246 of 2018, a resolution awarding a contract to Siemens Industry, Inc. for acquisition of streetlights within the town and conversion to energy efficient LED lighting.

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

WHEREAS, on November 29, 2017, the town published a Request for Proposals seeking proposals from interested entities for a performance-based energy contract to acquire existing street lighting from their respective utility company owners, and the procurement and installation necessary to upgrade all lighting fixtures to LED lighting under the town's ownership, and

WHEREAS, by initiating its procurement, the town proceeded under the New York State Streetlight Replacement and Savings Act and related regulatory changes that authorized municipal acquisition of utility owned streetlights, and

WHEREAS, by Resolution No. 72 of 2018, the Town Board accepted the proposal submitted by Siemens Industry, Inc. which provides guaranteed savings from energy efficiencies resulting from the use of Light Emitting Diode (LED) technology, reduced maintenance costs, and through the elimination of certain service and maintenance charges from existing utility owners, and

WHEREAS, by Resolution No. 100 of 2018, the Town Board approved a Letter of Intent with Siemens Industry, Inc. which authorized Siemens to proceed with an Investment Grade Audit and related design work for the project, and

WHEREAS, Siemens Inc. has completed the Investment Grade Audit, which compared the type, wattage, location and pole number for each street lighting facility within the town, comparing the data received to existing inventories carried by National Grid and NYSEG, and

WHEREAS, Siemens has proposed an energy efficiency contract which includes the specification of replacement luminaires with comparable wattage and lighting capacity, including GIS mapping for all fixture locations and smart city intelligent street lighting controls for installation after the acquisition of existing streetlights from the applicable utilities, as well as performance based guaranteed energy savings, providing the town an opportunity to offset the costs of acquisition of the existing lighting and installation of upgraded LED lighting through energy savings and efficiencies; now, therefore, be it

RESOLVED, that the Supervisor is authorized to sign the proposed Energy Efficiency Contract with Siemens Industry; and be it further

RESOLVED, that the Comptroller is authorized to transfer \$556,165 from the Unassigned Fund Balance to A-5182-200 (Lighting District-Equipment).

Shadrich Treat, Siemens Industry, reported a request has been submitted to National Grid and NYS Electric & Gas to purchase all 600 street lights- arms and bulbs (not poles). There will be a three to six month review by Public Safety Commission confirming this acquisition will be good for Clifton Park. A mock-up of six to eight lights will be done for town review. Supervisor Barrett noted the town will be saving 60 percent on energy costs by changing the current lights with LED. The total implementation cost of \$1.13 million will be paid in cash with a six-year payback, noting savings could amount to \$4.5 million over 20 years. Legislation passed in 2015 is making it possible for municipalities to do this project. Mr. Treat reviewed the proposed system's abilities, noting enabling certain abilities now will be less expensive than in the future. Siemens did an audit of lights and each has been stamped with GPS location. He said areas have been found where lights and poles don't exist, yet the town is paying for them.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 247 of 2018, a resolution re-establishing the Ballston Lake Sewer District No. 1.

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

WHEREAS, by Resolution No. 192 of 2015, the Town Board established the Ballston Lake Sewer District No. 1 in conjunction with the establishment of a companion sewer district within the Town of Ballston, and

WHEREAS, the total estimated expenditures for the joint project including pipes, conduit, pumps and related equipment at the time of establishment was up to \$10,203,729 for the joint project, including engineering, legal, administration and construction costs, based upon Map, Plan and Engineering reports of Delaware Engineering and McDonald Engineering, and

WHEREAS, the applicable engineering reports established that approximately 14% of the properties benefitted by the joint project were in Clifton Park and, therefore the estimated

maximum amount of expenditures for the Ballston Lake Sewer District No. 1 within Clifton Park was estimated as that proportion of the total estimated expenditures for the joint project, and

WHEREAS, the annual cost to the typical property within the proposed District within Clifton Park was estimated not to exceed \$910 including debt service not to exceed \$700, and annual treatment fees, payable to the Saratoga County Sewer District, and

WHEREAS, the boundaries of the proposed Ballston Lake Sewer District area generally encompasses properties along the eastern and southern border of Ballston Lake in the Town of Clifton Park with borders generally described as beginning at the southern end at the boundary line between Clifton Park and the Town of Ballston near the intersection of Schaubert Road and Ballston Lake Road, including four parcels with frontage on Ballston Lake Road and/or Mill Road (SBL # 257-1-24;SBL 257-1-3;SBL 257-1-30; and SBL 257-1-6.1), more particularly described in Exhibit A, attached, said properties will be connected into the sewer collection system that serves the Town of Ballston Sewer District on the west side of Ballston Lake, and

WHEREAS, by Resolution No. 192 of 2015, the Town Board established the Ballston Lake Sewer District No. 1, and submitted the establishment to a public referendum and vote, which was held on October 14, 2015, pursuant to Article 12A of the New York State Town Law, and

WHEREAS, following approval by the electors within the district by special referendum on October 14, 2015, the Town Board established the Ballston Lake Sewer District No. 1, based upon this cost estimate contained within the Map, Plan and Report documents prepared by Delaware Engineering for the Town of Ballston, and McDonald Engineering for the Town of Clifton Park, and

WHEREAS, due to a statewide increase in construction costs since formation of the Sewer District in 2015, the cost to construct the sewer improvements is anticipated to be greater than was contemplated in the Map, Plan and Engineering Reports, and

WHEREAS, in August of 2016, the Town of Ballston was advised by the New York State Environmental Facilities Corporation that it had received a Grant from the New York State Clear Water State Revolving Fund in an amount not to exceed \$2,559,563 (“The Clear Water Fund Grant”) for purposes of the Project; which Grant funds are to be utilized to offset design and construction costs proportionately across the joint project, and

WHEREAS, on October 9, 2018 the Town Board of the Town of Ballston held a public hearing on a proposal to establish the sewer district within the Town of Ballston, and re-established the district by resolution, and

WHEREAS, the Town of Ballston re-established the district by increasing the maximum amount to be expended based on new and updated engineers estimates for the cost of design and construction to \$12,754,661 and to include the Clear Water Fund Grant in cost calculations, as well as adjustments in the number and classification of certain properties contained within the proposed district, and

WHEREAS, as a result of certain property consolidations and further analysis, the number of eligible properties benefitted by the proposed districts have been adjusted within both towns, with adjustments resulting in approximately 13.26% of the properties to be included within the District in Clifton Park as a proportion of the joint project, and

WHEREAS, after application of the grant of funds from the New York State Clear Water State Revolving Fund is applied to the total cost of engineering, design and construction costs estimated for the joint project, the cost to the typical property on an annual basis has not increased, and

WHEREAS, the estimated annual cost to the typical property is estimated not to exceed \$910, after application of the NYS Grant funding, and

WHEREAS, the boundaries of the proposed Ballston Lake Sewer District No. 1 are as established by Resolution No. 192 of 2015, and

WHEREAS, these properties now represent 13.26% of this overall joint project within both towns, and

WHEREAS, the total estimated expenditures for the portion of the joint project to be constructed in Clifton Park is \$1,900,000, and

WHEREAS, the Town Board wishes to schedule a public hearing to receive comment on a proposal to re-establish the Ballston Lake Sewer District No. 1 within the town; now, therefore, be it

RESOLVED, that a public hearing will be held on December 3, 2018, at the Wood Room at 7:00 pm on a proposal to re-establish the Ballston Lake Sewer District; and be it further

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

James Trainor, Esq., representing the Towns of Ballston and Clifton Park in this matter, said this resolution is necessary due to the revised cost estimate and the change in project numbers, however, the amount charged for users has not been changed. He said he encourages all four property owners to attend the public hearing and hopefully sign the easement that evening. Mr. Trainer noted this is a small sliver of property along front of each property line and there may be temporary easements for duration of construction and there will be minimal intrusion on property owners. Supervisor Barrett said the right-of-way is to put pipe in ground and maintain going forward. Councilman Whalen stated the title to the property is not changing, Mr. Trainor stated that is correct.

Councilman Goesling, Town of Ballston, thanked the Clifton Park Town Board for their cooperation with this project in order to protect Ballston Lake. He said the lake has been identified as an impaired body by DEC with septic contributing to it. He said request for bids is expected to go out in December. The Town of Ballston has received a \$2.5 million grant that is planned to offset any increase in costs.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 248 of 2018, a resolution regarding legal services for the Ballston Lake Sewer District Project.

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

WHEREAS, the town is engaged in a joint sewer project with the Town of Ballston for the design and construction of sanitary sewer improvements within special districts established for that purpose within both towns, and

WHEREAS, James P. Trainor, Esq. and the law firm of Cutler, Trainor & Cutler, LLP (“Attorneys”) have been engaged by the Town of Ballston to provide services within the Town of Ballston related to eminent domain proceedings necessary for the construction of improvements for the Ballston Lake Sewer District within the Town of Ballston, and

WHEREAS, the Town Board wishes to initiate any proceedings necessary under the Eminent Domain Procedures Law with counsel for the joint project to ensure an efficient and timely process, with the fees and expenses related to their services in and for the Town of Clifton Park to be paid by the Town of Ballston and the Ballston Lake Sewer District, and

WHEREAS, the Attorneys will represent the Town Board and the Town of Clifton Park for all proceedings involving property rights within the town; now, therefore, be it

RESOLVED, that the Town Board hereby approves and authorizes James P. Trainor, Esq. and Cutler, Trainor & Cutler, LLP as Special Counsel to the Town of Clifton Park to render eminent domain and related legal services related to right-of-way acquisitions in the Town of Clifton Park for the Ballston Lake Sewer District Project.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 249 of 2018, a resolution authorizing condemnation of properties for Ballston Lake Sewer Project.

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

WHEREAS, the construction of sanitary sewer improvements for the joint project within the Towns of Clifton Park and Ballston require the acquisition of certain rights-of-way and real property interests for the operation and maintenance of public infrastructure within both towns, and

WHEREAS, the property acquisitions necessary for the project in Clifton Park for the Ballston Lake Sewer District Project include four (4) easements for rights-of-way which have not been completed, and

WHEREAS, in order to begin and maintain uninterrupted construction of the project without delay, the parcels listed in the attachment hereto located within the Town of Clifton Park will need to be acquired through the process under the Eminent Domain Procedure Law; now, therefore, be it

RESOLVED, that the town's eminent domain attorneys Cutler, Trainor & Cutler, LLP, are hereby authorized to pursue acquisition of the parcels listed in the attachment hereto pursuant to the Eminent Domain Procedure Law immediately; and be it further

RESOLVED, that Cutler, Trainor & Cutler, LLP are also authorized to prepare and file appropriate documents and engage expert witnesses and appraisers needed to value the properties and provide litigation support, the fees and expenses for which will be paid by the Town of Ballston and the Ballston Lake Sewer District as a component of the joint sewer districts project.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 250 of 2018, a resolution setting the Eminent Domain Procedure Law Public Hearing regarding the Ballston Lake Sewer District Project.

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

WHEREAS, Article 2 of the New York State Eminent Domain Procedure Law requires that a public hearing be held by the Clifton Park Town Board to consider the acquisition of certain real property in the Town of Clifton Park on East Side Drive within the general project boundaries around Ballston Lake on the east side from East Side Drive and Schaubert Road to Lake Road extending to Eastline Road on the west side of the lake, including Westside Drive from Mill Road and Main Street, Glenridge Road, Whites Beach Road, Powers Lane and Outlet Road to a connection point on Lake Road, and parcels adjacent to several private streets along Ballston Lake as well as the Buell Heights neighborhood and the Main Street area of Ballston Lake including Mill Road, and

WHEREAS, the purpose of the hearing is to inform the public, to determine and consider the need and location of the proposed acquisitions, to review the public use to be served, and to assess the impact of the acquisitions on the environment and the residents prior to acquisition of those properties, and

WHEREAS, the proposed acquisition maps of the Clifton Park properties and the project Map, Plan and Report are available for public inspection at the Clifton Park Town Clerk's Office during regular business hours; now, therefore, be it

RESOLVED, that a public hearing is hereby scheduled at the regularly-scheduled Town Board meeting for Monday, December 3, 2018 at 7:05 p.m. at the Clifton Park Town Hall, 1 Town Hall Plaza, Clifton Park, New York, 12065, to inform the public, determine and consider the need and location of the proposed acquisitions, to review the public use to be served, and to assess the impact of the acquisitions on the environment and the residents prior to acquisition of those properties, and be it further

RESOLVED, that all persons having an interest in the acquisitions are invited to attend the hearing and give oral or written statements or to submit other documents concerning the proposed acquisitions that evening, and be it further

RESOLVED, that the Town Clerk shall publish in the town's official newspaper for 5 consecutive days during the period no earlier than 30 days and no later than 10 days before December 3, 2018, the notice required by the Eminent Domain Procedure Law for the hearing; and be it further

RESOLVED, that the Town Clerk shall also mail individual copies of the notice to each of the four Clifton Park property owners who have been requested to, but have not yet, signed easements by certified mail, return receipt requested, within the same 10 to 30-day timeframe set forth above.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 251 of 2018, a resolution authorizing and ratifying the renewal of the town's electricity contract with Constellation Energy Services of New York.

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

WHEREAS, the town's most recent electricity supply contract with Constellation Energy Services of New York is due to expire on December 19, 2018, and

WHEREAS, Constellation Energy Services is a designated supplier for the Municipal Electric and Gas Alliance, which conducts competitive bidding for wholesale suppliers, and

WHEREAS, energy prices fluctuate on a daily basis and locking in future rates requires that future contracts be executed in a timely manner in response to such price movements, and

WHEREAS, Constellation Energy Services can meet the town's needs to maximize the return on the remote net metering credits through the solar energy project with GroSolar by consolidating energy bills for supply and delivery services through National Grid, and

WHEREAS, the town wishes to renew its Wholesale Electric Supply Contract for 2019 and 2020 to ensure price and budgetary stability for the town's electricity needs; now, therefore, be it

RESOLVED, that the Town Board authorizes and ratifies the attached electric supply contract with Constellation Energy Services, executed on October 17, 2018 to lock in favorable rates for the term.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 252 of 2018, a resolution authorizing the sale of equipment declared surplus by the Town Board and authorizing the Buildings & Grounds Department to sell the surplus equipment at public auction.

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

WHEREAS, Daniel Clemens, Superintendent of Buildings & Grounds, has identified vehicles/equipment, per the attached, as surplus property; now, therefore, be it

RESOLVED, that, based upon the recommendation of Mr. Clemens, the Town Board hereby declares the items on the attached list used by the Buildings & Grounds Department as surplus, and be it further

RESOLVED, that the Town Board authorizes the Buildings & Grounds Department to sell the surplus equipment, as is, through an upcoming online public auction; and be it further

RESOLVED, that for items not successfully sold through such auction, the Department of Buildings and Grounds is authorized to dispense of surplus property for best available value.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 253 of 2018, a resolution awarding the contract to Douglas Scott Construction LLC for repairs at Grooms Tavern.

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

WHEREAS, quotes were received for the repair work to be done to the plaster walls, ceiling, and stairs at Grooms Tavern, and

WHEREAS, Daniel Clemens, Superintendent of Buildings and Grounds, recommends that Douglas Scott Construction be awarded the contract in an amount not to exceed \$15,500; now, therefore, be it

RESOLVED, that the Supervisor is hereby authorized to enter into an agreement with Douglas Scott Construction LLC, 3901 Lewis Road, Lot 184, Ballston Spa, NY, to to make repairs at Grooms Tavern on Sugarhill Road, at a cost not to exceed \$15,500 from A-1627-200 (Grooms Tavern-Equipment); and be it further

RESOLVED, that the Comptroller is authorized to transfer \$10,500 from A-1625-200 (Locust Lane Clubhouse-Equipment) to A-1627-200 (Grooms Tavern-Equipment).

This work will be paid for by the town but reimbursed by the Friends of Grooms Tavern.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 254 of 2018, a resolution awarding the contract to Relyea & Sons and Daughters for roofing repair at the Clifton Common stage.

Introduced by Councilwoman Standaert, who moved its adoption, seconded by Councilwoman Walowit.

WHEREAS, quotes were received for the repair work to be done to the stage roof, and

WHEREAS, Daniel Clemens, Superintendent of Buildings and Grounds, recommends that Relyea & Sons and Daughters be awarded the contract in an amount not to exceed \$8,000; now, therefore, be it

RESOLVED, that the Supervisor is hereby authorized to enter into an agreement with Relyea & Sons and Daughters, 434 Saratoga Road, Glenville, NY, to repair roofing on the Clifton Common stage, at a cost not to exceed \$8,000; and be it further

RESOLVED, that the Comptroller is authorized to transfer \$8,000 from A-7113-200 (Collins Park-Equipment) to A-7112-200 (Clifton Common-Equipment) to cover the cost.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 255 of 2018, a resolution authorizing the Assessor to re-levy delinquent sewer charges on the 2019 property tax bills.

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

WHEREAS, Michael O'Brien, Collection System Manager, has reported unpaid sewer bills, per the attached schedule, for users of the Olde Nott Farm Sewer District, and

WHEREAS, it is necessary for the Assessor to re-levy the 2017 unpaid Olde Nott Farm Sewer user charges to ensure payment of the same; now, therefore, be it

RESOLVED, that the Town Board accepts the reported delinquent sewer charges for the Olde Nott Farm Sewer District, per the attached schedule, and authorizes the Assessor to re-levy that amount on the property owners' 2019 Town and County Tax bills; and be it further

RESOLVED, that all proceeds be returned in February to the Olde Nott Farm Sewer District.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 256 of 2018, a resolution authorizing the Assessor to re-levy delinquent sewer charges on the 2019 property tax bills.

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

WHEREAS, Michael O'Brien, Collection System Manager, has reported unpaid sewer bills, per the attached schedule, for users of the Rivercrest Sewer District Extension No. 1, and

WHEREAS, it is necessary for the Assessor to re-levy the unpaid 2017 Rivercrest Sewer District Extension No. 1 user charges to ensure payment of the same; now, therefore, be it

RESOLVED, that the Town Board accepts the reported delinquent sewer charges for the Rivercrest Sewer District Extension No. 1, per the attached schedule, and authorizes the Assessor to re-levy that amount on the property owners' 2019 Town and County Tax bills; and be it further

RESOLVED, that all proceeds be returned in February to the Rivercrest Sewer District Extension No. 1.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 257 of 2018, a resolution authorizing the Assessor to re-levy delinquent sewer charges on the 2019 property tax bills.

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

WHEREAS, the Saratoga County Sewer District No. 1 has reported unpaid sewer bills per the attached schedule for the Saratoga County Sewer District No. 1, and

WHEREAS, it is necessary for the Assessor to re-levy the unpaid Saratoga County Sewer District No. 1 charges to ensure payment of the same; now, therefore, be it

RESOLVED, that the Town Board accepts the reported delinquent sewer charges for the Saratoga County Sewer District No. 1 per the attached schedule and authorizes the Assessor to re-levy that amount on the property owners' 2019 Town and County Tax bills; and be it further

RESOLVED, that all proceeds be returned in February to the Saratoga County Sewer District No. 1.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 258 of 2018, a resolution authorizing the Assessor to re-levy delinquent water charges on the 2019 property tax bills.

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

WHEREAS, the Town of Ballston Water Department has reported unpaid Town of Ballston water bills for Town of Clifton Park users, per the attached, and

WHEREAS, it is necessary for the Assessor to re-levy the unpaid Town of Ballston Water bills to ensure payment of the same; now, therefore, be it

RESOLVED, that the Town Board accepts the reported delinquent water charges for the Town of Ballston Water Department, per the attached, and authorizes the Assessor to re-levy that amount on the property owners' 2019 Town and County Tax bills; and be it further

RESOLVED, that all proceeds be returned in February to the Town of Ballston.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 259 of 2018, a resolution scheduling a public hearing to consider an application for the Conservation Easement Historic Preservation program.

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

WHEREAS, the town’s conservation easement program requires public comment on properties proposed to be included in the program, and

WHEREAS, Frank C. Plastini Jr. has requested inclusion in the program for their property at 301 Riverview Road, Rexford, (SBL:288.-1-58.2); now, therefore, be it

RESOLVED, that a public hearing is scheduled for November 19, 2018 at 7:05 p.m. in the Wood Memorial Room, One Town Hall Plaza, Clifton Park, New York, to consider the property owned by Frank Plastini Jr. at 301 Riverview Road, Rexford, for inclusion in the Conservation Easement Historic Preservation program, and be it further

RESOLVED, that the property owner give notice to all adjacent property owners and other entities as provided in the town’s conservation easement legislation in advance of the public hearing and submit receipts of mailing to the Town Clerk’s office prior to the date of the public hearing; and be it further

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

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 260 of 2018, a resolution authorizing St. George’s School to use town roadways for their 7<sup>th</sup> Annual Turkey Trot on November 22<sup>nd</sup>, 2018.

Introduced by Councilwoman Standaert, who moved its adoption, seconded by Councilwoman Walowit.

WHEREAS, St. George’s School on Route 146 would like to host its 7<sup>th</sup> Annual Turkey Trot on Thanksgiving morning, November 22, 2018, and

WHEREAS, Dahn Bull, Highway Superintendent, recommends that the Town Board pass the resolution authorizing the use of town roadways for the race, 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 School, continue through the campus reaching 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 7<sup>th</sup> Annual Turkey Trot 5K Race event, on November 22, 2018 beginning at 8:00 A.M.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 261 of 2018, a resolution authorizing the Superintendent of Highway to hire Mathew Ayotte as a Motor Equipment Operator in the Highway Department.

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

WHEREAS, after four retirements, an opening exists in the Highway Department for a Motor Equipment Operator, and

WHEREAS, Superintendent of Highway Dahn Bull has recommended the hiring of the following individual:

<u>Name</u>	<u>License Type</u>	<u>Address</u>
Mathew Ayotte	Class B	1486C Vischer Ferry Road, Halfmoon

and

WHEREAS, Mr. Ayotte is a graduate of Shenendehowa High School and BOCES National Center for Construction Education and Research, bringing with him many important skills associated with operation of heavy machinery and experience in the field of construction; now, therefore, be it

RESOVLED, that the Town Board authorizes the hiring of Mathew Ayotte as Motor Equipment Operator, at Grade 5, Step 1, at a Salary of \$46,500, at a rate of \$22.27/hr., effective at a start date of November 5, 2018, and be it further,

RESOLVED, that Mr. Ayotte be paid an estimated \$8,018 to the end of the year, to be paid with transfers from DA-5110-E876 (Highway General Repairs-Employee) of \$891 to DA-5110-Exxxx, and \$7,127 to DA-5142-Exxxx (Highway Snow Removal-Employee); and be it further

RESOLVED, that Mr. Ayotte be provided with 1 Personal Day and 1 Vacation Day for the remainder of 2018 and allot 5 Personal Days and 10 Vacation Days for the 2019 calendar year.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 262 of 2018, a resolution authorizing certain highway budget transfers for an increase in the Highway Department Salt Fund.

Introduced by Councilwoman Standaert, who moved its adoption, seconded by Councilwoman Walowit.

WHEREAS, in preparation for winter, the Superintendent of Highway wishes to transfer funds from the spring, summer, fall portion of the budget to winter, and

WHEREAS, moving \$67,500 from DA-5110-210 (Highway-General Repairs-Materials/Supplies) to DA-5142-138 (Highway-Snow Removal-Salt) which will increase the budget used to purchase road salt for the 2018-2019 winter season; now, therefore, be it

RESOLVED, that the Town Board approves the budget transfer of \$67,500 from DA-5110-210 (Highway-General Repairs-Materials/Supplies) to DA-5142-138 (Highway-Snow Removal-Salt) to increase the salt budget for the 2018-2019 winter season.

ROLL CALL VOTE

Ayes: Councilman Whalen, Councilwoman Standaert, Councilman Romano,

Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 263 of 2018, a resolution appointing James Harding Jr. as a part-time clerk in the office of the Receiver of Taxes & Assessments.

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

WHEREAS, due to the passing of Irene Botch in April 2018, an opening exists for a part-time clerk in the office of the Receiver of Taxes & Assessments, and

WHEREAS, Rose Savallo, Receiver of Taxes, recommends that James Harding, Jr., 19 Casablanca Court, Clifton Park, NY, be hired to fill the position providing part-time seasonal service to the Receiver of Taxes office for the tax season; now, therefore, be it

RESOLVED, that James Harding Jr., 19 Casablanca Court, Clifton Park, be appointed as a part-time clerk in the Receiver of Taxes and Assessments Office, at Grade 4, Step 1, \$20.27 per hour, to be paid from A-1330-E4000 (Tax Collector- Part-time Employee), and be it further

RESOLVED, that James Harding is hired effective immediately, duties to include paid training and the organizing and mailing of 2019 property tax bills in December in addition to receiving payments during tax season January 2- April 1, 2019.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 264 of 2018, a resolution appointing new members to the Emergency Services Advisory Board.

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

WHEREAS, openings exist for members and alternates from the Clifton Park & Halfmoon Emergency Corps, Inc. and the Ballston Lake Emergency Squad, Inc. to the Emergency Services Advisory Board, and

WHEREAS, the Clifton Park & Halfmoon Emergency Corps, Inc. recommends Patrick Bornt, Mechanicville, NY, to fill the position of member and Kevin Roberts, Mechanicville, NY, as the alternate representing the Clifton Park-Halfmoon Ambulance, and

WHEREAS, the Ballston Lake Emergency Squad, Inc. recommends Douglas Bower, Ballston Lake, to fill the position of member and Van Judd, Ballston Lake, as the alternate, representing the Ballston Lake Ambulance; now, therefore, be it

RESOLVED, that Patrick Bornt and Kevin Roberts are hereby appointed as designated from the Clifton Park & Halfmoon Emergency Corps, Inc. and Douglas Bower and Van Judd as designated from the Ballston Lake Emergency Squad, Inc. to the Emergency Services Advisory Board, each for three-year terms, with terms to expire December 31, 2021. Supervisor Barrett explained a request was received from the Emergency Services Advisory Board that the membership requirement be changed to allow non-residents to be appointed to this Board. This was adopted by Local Law No. 4 of 2018 on August 6, 2018.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 265 of 2018, a resolution authorizing an amendment to the 2018 Summer Pool Directors/Managers Schedule A.

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

WHEREAS, by Resolution No. 78 of 2018, the Town Board authorized the hiring of management and training staff to operate the three town-owned pools for the 2018 season, and

WHEREAS, the Town Board wishes to extend the end date for Duane Nichols, to December 1, 2018 to allow Mr. Nichols time to complete the closing of the three town pools; now, therefore, be it

RESOLVED, that the attached Schedule A is amended with ending dates as indicated above.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

PUBLIC PRIVILEGE

No one wished to be heard.

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

Motion carried at 8:30 p.m.

Patricia O'Donnell  
Town Clerk