

November 4, 2019

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

Absent: Supervisor Barrett

Also Present: Town Attorney McCarthy  
Dahn Bull, Superintendent of Highways  
Mark Heggen, Comptroller

MOTION BY Councilman Romano, seconded by Councilman Whalen, to approve the minutes of the October 15 and 21, 2019 meetings as presented.

ROLL CALL VOTE

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

Noes: None

Absent: Supervisor Barrett

MOTION CARRIED

ANNOUNCEMENTS AND COMMUNICATIONS

Councilwoman Standaert announced there is still time to sign up for Youth Court training.

PUBLIC HEARING, 7:05 PM  
REGARDING THE SECTION 8 HOUSING CHOICE VOUCHER PROGRAM

The Town Clerk read the Notice of Public Hearing as published in The Daily Gazette on September 19, 2019.

James Mastrianni, Joseph E. Mastrianni, Inc., said the program started in town in 1981 and explained the Section 8 Plan is reviewed every five years. He reported there is funding for 50 families and 49 are participating - 40 of those families are either elderly or disabled. He further reported 24 families have moved into Clifton Park to be able to access services and the school district. The program is income qualified and the gross monthly income for family to participate is a little more than \$1200 and average subsidy is \$560 per month. There is a seven year waiting list.

The public hearing was opened for comments from the audience at 7:17 p.m.

Matt Weber, 2 Legends Way, asked what is in the plan for expansion. Mr. Mastrianni replied by offering subsidy they are expanding supply of affordable housing because there is more housing affordable to the participants. It is not a supply of structures. There are no rebates, but a portion of the program has the intangible benefit of the requirement of having to go through housing quality standards inspection which the benefit of modest housing in the community at a higher quality level. Mr. Mastrianni stated the program is 100% federally funded which is a significant flow into the community.

Mr. Weber ask if there is any impact on the schools. Mr. Mastrianni replied that is beyond our scope of work.

Mr. Weber asked what are eligible units - single, duplex, apartments? Mr. Mastrianni replied all of the above.

Mr. Weber asked if there are any specific plans in place for specific development in town that lends itself to the program. Mr. Mastrianni responded this is a program that allows individuals to go out into the private market so what the private market may be developing is beyond the scope of what his company does.

Mr. Mastrianni noted HUD has information on their website and there is a fact sheet on the Housing Choice Voucher program.

Everyone was given an opportunity to speak in favor of or against the proposed local law and no one else wished to be heard. Supervisor Barrett declared the public hearing closed at 7:17 pm.

#### PUBLIC PRIVILEGE ON RESOLUTIONS

No one wished to be heard.

Resolution No. 245 of 2019, a resolution authorizing the hiring of a part-time Animal Control Officer.

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

WHEREAS, an opening exists for an additional part-time Animal Control Officer position to ensure adequate coverage of shifts on weekdays, weekends, and holidays, and

WHEREAS, Louis Pasquarell, Director of Safety and Security, has recommended that David M. Drozinski, 13 Wineberry Lane, Ballston Spa, NY, be hired to fill the position; now, therefore, be it

RESOLVED, that authorization is hereby given to hire David M. Drozinski as a part-time Animal Control Officer at a Grade 3, Step 1 (\$18.57 per hour) for the Town of Clifton Park per civil service certification, effective immediately.

#### ROLL CALL VOTE

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

Noes: None

Absent: Supervisor Barrett

#### DECLARED ADOPTED

Resolution No. 246 of 2019, a resolution appointing Richard Counterline and Michael Traider to the Deferred Compensation Committee.

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

WHEREAS, an opening exists for a member to the Deferred Compensation Committee, due to the resignation of Stanley Rusinovich from the committee, and Highway Superintendent Dahn Bull has made recommendations for his replacement, and

WHEREAS, Richard Counterline, current alternate to the committee, has been recommended to serve as the Highway Unit Representative, and

WHEREAS, Michael Traider has been recommended to serve as the alternate, and

WHEREAS, the appointments of Mr. Counterline and Mr. Traider to the Deferred Compensation Committee would confer a benefit to the town; now, therefore, be it

RESOLVED, that Richard Counterline and Michael Traider are hereby appointed to the Deferred Compensation Committee as unit representative and alternate, respectively, to serve the remainder of a one-year term, terms to expire December 31, 2019.

ROLL CALL VOTE

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

Noes: None

Absent: Supervisor Barrett

DECLARED ADOPTED

Resolution No. 247 of 2019, a resolution authorizing the Town Supervisor to file commitment documents with Saratoga County for collection of the town’s share of the 2020 Sales Tax Revenues.

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

WHEREAS, the Town of Clifton Park is required to file commitment papers regarding the collection of sales tax revenue for 2020; now, therefore, be it

RESOLVED, that the Clifton Park Town Board hereby authorizes the collection of sales tax revenue, to be paid in cash for 2020, from Saratoga County; and be it further

RESOLVED, that the Town Supervisor is hereby authorized to file the appropriate documents of commitment with Saratoga County.

ROLL CALL VOTE

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

Noes: None

Absent: Supervisor Barrett

DECLARED ADOPTED

Resolution No. 248 of 2019, a resolution authorizing execution of a no-cost time extension for a Marchiselli grant contract for improved access to recreational assets projects within the Vischer Ferry Nature and Historic Preserve.

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

WHEREAS, by Resolution No. 204 of 2014, the Town Board authorized the execution of a Marchiselli Federal Grant-in-aid contract with the NYS Department of Transportation for improved access to recreational facilities within the Vischer Ferry Nature and Historic Preserve and committed to the local match funding for the project, and

WHEREAS, by Resolution No. 180 of 2018, the Town Board authorized the implementation and funding in the first instance 100% of the federal-aid and State Marchiselli Program-aid eligible costs of the improved access to recreational assets projects within the Vischer Ferry Nature and Historic Preserve, and appropriating funds, and

WHEREAS, the Final Design Report, and the Plans, Specifications and Estimates were submitted by Barton & Loguidice to the NYS Department of Transportation in 2018, and the Town Board has authorized a construction management and inspection contract for the construction phase of the project, and

WHEREAS, the Town Board publicly bid the project in 2018, but the project bids all exceeded the project budget, and thus no construction bids were awarded, and

WHEREAS, the Town of Clifton Park applied for a NYS Consolidated Funding Application on July 26, 2019, seeking additional funding to close the project budget gap and enable the preparation for a re-bidding of the project, and

WHEREAS, the State Department of Transportation recommends extending the timeframe for completion of the original funding contract to accommodate the current project schedule for the improvements; now, therefore, be it

RESOLVED, that the Supervisor is authorized to execute the attached No Cost Time Extension for the grant funding associated with the Mohawk Towpath National Scenic Byway Recreational Access Project.

ROLL CALL VOTE

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

Noes: None

Absent: Supervisor Barrett

DECLARED ADOPTED

Resolution No. 249 of 2019, a resolution authorizing the Supervisor to sign an easement to National Grid for the purpose of providing and maintain utility service to the Buildings and Grounds project at 2 Town Hall Plaza.

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

WHEREAS, the town has applied to National Grid for the provision of electric and gas service to the building project under construction for the Buildings and Grounds Department adjacent to Town Hall, and

WHEREAS, National Grid has requested an easement upon certain lands of the town for the installation and maintenance of utility infrastructure such as poles and lines, as depicted in the map attached to the easement request; now, therefore, be it

RESOLVED, that the Supervisor is authorized to execute the attached easement to National Grid.

ROLL CALL VOTE

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

Noes: None

Absent: Supervisor Barrett

DECLARED ADOPTED

Resolution No. 250 of 2019, a resolution authorizing St. George's school to use town roadways for their 8<sup>th</sup> Annual Turkey Trot on November 28<sup>th</sup>, 2019.

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

WHEREAS, St. George's school on Route 146 would like to host its 8<sup>th</sup> Annual Turkey Trot on Thanksgiving morning, November 28, 2019, and

WHEREAS, Dahn Bull, Highway Superintendent, recommends that the Town Board pass the instant 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 8<sup>th</sup> Annual Turkey Trot 5K race event, on November 28, 2019 beginning at 8:00 A.M.

ROLL CALL VOTE

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

Noes: None

Absent: Supervisor Barrett

DECLARED ADOPTED

Resolution No. 251 of 2019, a resolution amending Resolution No. 230 of 2019.

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

WHEREAS, Resolution No. 230 of 2019 included the installation of box culverts on Bruno Road in a classification of the project pursuant to SEQRA, and

WHEREAS, Highway Superintendent Dahn Bull, has asked that the Bruno Road component of the project be removed from consideration under SEQRA, and

WHEREAS, the remainder of Resolution No. 230 remains in full force and effect, and

WHEREAS, the Town Board has reviewed the Short Environmental Assessment Form prepared by the Highway Superintendent and correspondence dated September 25, 2019, describing the project relating to Plank Road and Nadler Road and accepts the recommendation for classification of the project under SEQRA; now, therefore, be it

RESOLVED, that the project to install box culverts in the area of Nadler Road and Plank Road for the improvement of stormwater drainage systems to mitigate the flooding of town roads constitutes a Type II action under 6NYCRR 617.5(c)(4) and 617.5(c)(5) as it constitutes the replacement, rehabilitation or reconstruction of equipment, in kind, on the same site, and no further action under the SEQR act and regulating is required; and be it further

RESOLVED, that the classification of that portion of the project associated with Bruno Road is repealed.

Highway Superintendent Bull explained this is part of stormwater infrastructure improvements taking place near the Dwaaskill Nature Preserve. State Historic Preservation had questions on location which would have expanded the necessary work on Bruno Road well outside funds approved by the Town Board earlier this year in terms of the money spending to get permits in place. The town will be moving ahead with Nadler and Plank and will go out to bid in the spring. Bruno project will wait until next year. Councilman Whalen asked if SHIPO was looking for archeological study for the Bruno Road application. Mr. Bull replied yes and explained the project would have removed culvert and replaced with larger box culvert, impacting less than a quarter of an acre but State Historic Preservation wanted an archeological study done. He stated this would be a simple culvert replacement.

ROLL CALL VOTE

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

Noes: None

Absent: Supervisor Barrett

DECLARED ADOPTED

PUBLIC PRIVILEGE

No one wished to be heard.

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

Motion carried at 7:35 p.m.

Patricia O'Donnell  
Town Clerk