

The December 31, 2014 Regular meeting was called to order at 11:00 pm by Supervisor Tollisen in the A. James Bold Meeting Room at the New Town Hall with the following members present:

Kevin J. Tollisen, Supervisor  
Paul L. Hotaling, Councilman  
Daphne V. Jordan, Councilwoman  
John P. Wasielewski, Councilman  
Jeremy W. Connors, Councilman  
Cathy L. Drobny, Deputy Town Attorney  
Lynda A. Bryan, Town Clerk

Lyn A. Murphy, Town Attorney - Excused

## PLEDGE OF ALLEGIANCE and MOMENT OF SILENCE

## PUBLIC HEARING – TIME WARNER CABLE FRANCHISE RENEWAL

**Supervisor Tollisen** asked if anyone would like the Public Notice read, no one came forward. Supervisor Tollisen opened the Public Hearing at 11:04 am

Basically, the Time Warner Cable Contract with the Town of Halfmoon has expired and we are looking to extend that contract. There have been some negotiations back and forth with Time Warner Cable. The franchise term will be ten (10) years, the fee to the town will be changed from 3% to 5% and I believe that there are no other changes that I am aware of.

Are there any questions from the Board?

**Councilwoman Jordan:** I just want to make certain that it is not set up so that Time Warner is an exclusive franchise so that if someone else comes in in the meantime, it would not be prohibited.

**Supervisor Tollisen:** It is very clear in Section 3 that the grantee, which is us, is granted a non-exclusive franchise.

**Councilwoman Jordan:** Thank you.

**Supervisor Tollisen:** Any other questions from the Board? Are there any questions from the public?

Hearing none, I will close the Public Hearing at 11:05 am

## RESOLUTION NO. 395

**Offered** by Councilman Hotaling, seconded by Councilwoman Jordan: Approved by the vote of the Board: Ayes: Tollisen, Hotaling, Wasielewski, Jordan & Connors

**RESOLVED**, that the Town Board authorizes the Town Supervisor to sign the agreement with Time Warner Cable Franchise for a term of ten (10) years at a fee of 5%.

## POLL OF THE BOARD:

Councilman Connors	Aye
Councilwoman Jordan	Aye
Councilman Wasielewski	Aye
Councilman Hotaling	Aye
Supervisor Tollisen	Aye

## COMMUNITY EVENTS:

**DEDICATION & CELEBRATION OF NEW SENIOR BUS:** February 4<sup>th</sup> at 11:45 at the Senior Center

**Two Town One Book Kick-Off Event for the Community Read Book “THE ART OF HEARING HEARTBEATS”** on January 11<sup>th</sup> at 2:00 pm at the Clifton Park-Halfmoon Library

**Supervisor Tollisen:** There are just a few Community Events. The new Senior Bus did arrive and is now operational. We are going to have a celebration with the seniors at their Business meeting on February the 4<sup>th</sup>. That will be a luncheon that will be open to the public. Please put that on your calendars.

## DEPARTMENT REPORTS – Month of October

### 1. Building

Total # Permits – 121      Total Fees Submitted to the Supervisor - \$17,300

### 2. Fire

Total # Permits – 15      Total Fees Submitted to the Supervisor - \$735

## DEPARTMENT REPORTS – Month of November

### 1. Building

Total # Permits – 82      Total Fees Submitted to the Supervisor - \$13,294

### 2. Fire

Total # Permits – 10      Total Fees Submitted to the Supervisor - \$445

**Supervisor Tollisen:** We did away with the formality of the Board’s comments. Does anyone from the Board have anything that they would like to say for the end of the year?

Does anyone from the public have any comments about the agenda? Hearing none, the meeting proceeded.

## CORRESPONDENCE

1. **Received** from Beverly McBride, her letter of resignation from the Ethics Committee effective immediately.

*Recieved & Filed*

2. **Received** from NYS Department of Environmental Conservation, Division of Environmental Permits, Region 5, for the James H. Maloy Mine on Lower Newtown Road. They have issued a minor modification of the existing permit to reduce the permit term affected area to 20 acres.

*Recieved & Filed*

3. **Received** from American Power & Gas, a letter to Supervisor Tollisen thanking him for allowing them to work with the Town to lower our energy costs, starting with a guaranteed 25%.

*Recieved & Filed*

4. **Received** from NYS Department of Transportation Region One, their response to our request for a speed reduction on Farm to Market Road between Route 9 and Highview Way from 45 mph to 40 mph. They recommend enforcement

of the existing speed limit rather than a further reduction. They will notify the State Police and Saratoga County Sheriff of their findings.

**Supervisor Tollisen:** Would you please notify the resident of this?

**Clerk Bryan:** Certainly  
*Recieved & Filed*

5. **Received** from NYS Department of Transportation Region One, their filing of Notice of Order with the Secretary of State establishing No Parking for the 1,180 feet on both sides of Route 236 between Betts Lane and Fellows Road.

*Recieved & Filed*

## NEW BUSINESS

### RESOLUTION NO. 396

**Offered** by Councilman Hotaling, seconded by Councilwoman Jordan: Approved by the vote of the Board: Ayes: Tollisen, Hotaling, Wasielewski, Jordan & Connors

**RESOLVED**, that the Town Board approves and orders paid Vouchers numbered 2559 - 2623 as detailed.

### ===== FUND TOTALS =====

10 GENERAL FUND	\$225,643.54
20 HIGHWAY FUND	\$93,357.35
25 SPECIAL REVENUE	\$3,965.74
30 CONSOLIDATED WATER	\$11,050.20
35 MISC. CAPITAL FUNDS	\$6,021.60
40 LANDFILL POST CLOSURE	\$3,058.98

**ABSTRACT TOTAL:** \$343,097.41

### RESOLUTION NO. 397

**Offered** by Councilman Connors, seconded by Councilman Wasielewski: Approved by the vote of the Board: Ayes: Tollisen, Hotaling, Wasielewski, Jordan & Connors

**RESOLVED**, that the Town Board approves the minutes of the December 17, 2014 Town Board Meeting, as presented.

### RESOLUTION NO. 398

**Offered** by Councilman Connors, seconded by Councilman Hotaling: Approved by the vote of the Board: Ayes: Tollisen, Hotaling, Wasielewski, Jordan & Connors

**RESOLVED**, that the Town Board authorizes Town employees to attend the Association of Towns 2015 Training School and Annual Meeting in New York City on February 15<sup>th</sup> – 18<sup>th</sup>, 2015 and authorize payment of \$100.00 registration fee for each employee attending, subject to the review and approval of the Town Supervisor.

### RESOLUTION NO. 399

**Offered** by Councilman Connors, seconded by Councilman Wasielewski: Approved by the vote of the Board: Ayes: Tollisen, Hotaling, Wasielewski, Jordan & Connors

**RESOLVED**, that the Town Board approves the Supervisor's Report for the month of November 2014, as presented.

**RESOLUTION NO. 400**

**Offered** by Councilman Jordan, seconded by Councilman Hotaling: Approved by the vote of the Board: Ayes: Tollisen, Hotaling, Wasielewski, Jordan & Connors

**RESOLVED**, that the Town Board authorizes the Town Supervisor to execute a contract with Patricia Temple, who will be provide accounting services to the Finance Office, commencing on January 1, 2015 and will end no later than December 31, 2015, in the not to exceed amount of \$1,000, per the review and approval of the Town Attorney.

**Supervisor Tollisen:** Those are within budgeted funds for 2015.

**RESOLUTION NO. 401**

**Offered** by Councilman Jordan, seconded by Councilman Hotaling: Approved by the vote of the Board: Ayes: Tollisen, Hotaling, Wasielewski, & Jordan  
Connors Abstained

**RESOLVED**, that the Town Board is authorized to appoint the firm of Clough, Harbour & Associates, LLP (CHA) to provide engineering services to the Town of Halfmoon for the year 2015 on a case by case basis by separate resolutions, or, if a resolution is not required, by written letter agreement with the Supervisor and authorize the Supervisor to enter into contract on behalf of the Town of Halfmoon with Clough, Harbour & Associates (CHA), subject to the review and approval of the Town Attorney.

**POLL OF THE BOARD:**

<b>Councilman Connors</b>	<b>Abstain</b>
<b>Councilwoman Jordan</b>	<b>Aye</b>
<b>Councilman Wasielewski</b>	<b>Aye</b>
<b>Councilman Hotaling</b>	<b>Aye</b>
<b>Supervisor Tollisen</b>	<b>Aye</b>

**RESOLUTION NO. 402**

**Offered** by Councilman Hotaling, seconded by Councilman Wazielewski: Approved by the vote of the Board: Ayes: Tollisen, Hotaling, Wasielewski, Jordan & Connors

**RESOLVED**, that the Town Board authorizes the Supervisor to pay abstract dated 12/19/2014 in the amount of \$44,037.71, invoice # 2559 per contract.

**Councilman Hotaling:** Basically, that is for the new Senior Bus. Part of it was paid for by Grant money and I wanted to thank John Pingelski and everybody that helped us to get the bus.

**RESOLUTION NO. 403**

**Offered** by Councilman Wazielewski, seconded by Councilman Hotaling: Approved by the vote of the Board: Ayes: Tollisen, Hotaling, Wasielewski, Jordan & Connors



10-5-1660.40 Central Storeroom Contractual	10-5-1650.40 Central Comm- Contractual	\$400	To cover expenses thru year end
10-5-1355.10 Assessor- Personal Services	10-5-3610.10 Code Enforcement Personal Services	\$8,600	To cover expenses thru year end
10-5-1355.10 Assessor- Personal Services	10-5-5010.10 Supt of Highways Personal Services	\$1,600	To cover expense thru year end
10-5-1355.10 Assessor- Personal Services	10-5-5010.12 Supt Hwy-Sr Van Personal Services	\$325	To cover expense thru year end
10-5-1355.10 Assessor- Personal Services	10-5-8020.10 Planning- Personal Services	\$1,200	To cover expense thru year end
30-5-9010.80 Benefits- State Retirement	30-5-9050.80 Benefits- Unemployment Ins	\$31	To cover expense thru year end
30-5-9710.71 Debt Service-Int	30-5-9710.61 Debt Service-Prin	\$12,750	To cover expense thru year end
20-5-5112.21 Improvements- Capital Outlay	20-5-5142.40 Snow Removal- Contractual	\$25	To cover expense thru year end

A resolution is necessary to close out the Colonial Green subdivision drainage system project. The project was funded by a Public Serial Bond. Money left over was used toward debt payments.

DEBIT: Appropriations 78-960 \$1,500,000.  
Subsidiary:  
Drainage Improvements 78-5-8540.20 - \$1,500,000

CREDIT: Estimated Revenues 78-510 \$1,500,000  
Subsidiary:  
Serial Bonds 78-4-5710 - \$1,500,000

A resolution is needed to create the following budget amendment of appropriations and revenues in the Highway Fund for CHIPS (Consolidated Highway Improvement Program). This includes an increase for extreme winter recovery to help local governments make necessary repairs following this year's exceptionally harsh winter above the 2014-15 State Fiscal Year level of CHIPS funding.

Debit: Estimated Revenues 20-510 \$16,974.52  
Subsidiary: 20-4-3501 State Aid  
CHIPS \$16,974.52

Credit: Appropriations 20-960 \$16,974.52  
Subsidiary: 20-5-5112.22 Improvements  
Capital Outlay CHIPS \$16,974.52

A creation of appropriations is necessary to create the budgetary accounts for the Senior Bus. The total cost is \$44,037.71 of which general fund reserve monies will be used along with a \$25,000 grant from Saratoga County.

Debit: Appropriated Reserves 10-511 \$19,037.71  
Estimated Revenue 10-510 \$25,000.00  
Subsidiary:  
Cty Grant, Prog Aging 10-4-3772.00 - \$25,000

Credit: Appropriations 10-960 \$44,037.71  
Subsidiary: 10-5-6772.20 - \$44,037.71  
Prog for the Aging – Equipment

A resolution is needed to create the following budget amendment of appropriations and revenues in the Special Revenue Fund for engineering fees for on-site quality inspections. These funds are developer's monies held in escrow by the Town in a regular checking account and used for the payment of costs for that particular project. This resolution is necessary to

comply with proper accounting procedures as set forth by NYS Department of Audit and Control for 2014 expenses paid after January 1, 2015.

Debit:	Estimated Revenues 25-510	\$74,702.33
	Subsidiary: 25-4-2189 Home and Community Services	\$74,702.33
Credit:	Appropriations 25-960	\$74,702.33
	Subsidiary: 25-5-1440.40 Engineering Contractors Inspection	\$74,702.33

A correction is necessary for the creation of appropriation budgetary accounts dated August 8, 2014 as follows:

Debit:	Appropriations 20-960	\$67,336
	Subsidiary: 20-5-9901.90 - Interfund Transfers	\$67,336
Credit:	Estimated Revenues 20-510	\$67,336
	Subsidiary: 20-4-5031 - Interfund Transfers	\$67,336

**Supervisor Tollisen:** This again is transfer for end of year coverage for expenses in the budget from different departments.

**Deputy Attorney Drobny:** I would like to ask the Board to pass a resolution to accept for road dedication Sandy Rock Way in Sandy Rock Estates, as all of the standards set by the Town of Halfmoon roadway dedication procedure have been satisfied. This is subject to the review and final approval of the Town Highway Superintendent for the road improvement, review by Clough Harbour and the Town Attorney for the Deed descriptions, closing papers, title insurance, letters of credit and all related and required documents to be executed by Town Attorney. The Town shall not maintain, plow or otherwise care for the roads until proof of recording of the deeds all necessary documents with the County Clerk's office are received.

**Supervisor Tollisen:** All of the paperwork has been submitted? You are comfortable subject to the last final review?

**Deputy Attorney Drobny:** I am comfortable with final review and Clough Harbour needs to do a final review.

#### **RESOLUTION NO. 405**

**Offered** by Councilman Wasielewski, seconded by Councilman Connors: Approved by the vote of the Board: Ayes: Tollisen, Hotaling, Wasielewski, Jordan & Connors

**RESOLVED**, that the Town Board approved dedication of dedication Sandy Rock Way in Sandy Rock Estates, as all of the standards set by the Town of Halfmoon roadway dedication procedure have been satisfied. This is subject to the review and final approval of the Town Highway Superintendent for the road improvement, review by Clough Harbour and the Town Attorney for the Deed descriptions, closing papers, title insurance, letters of credit and all related and required documents to be executed by Town Attorney.

The Town shall not maintain, plow or otherwise care for the roads until proof of recording of the deeds all necessary documents with the County Clerk's office are received.

**PUBLIC COMMENT (for discussion of non-agenda items) No one came forward.**

**Supervisor Tollisen closed the meeting and wished everyone a Happy New Year.**

There being no further business to discuss or resolve, on a motion by Councilman Polak and seconded by Councilman Hayner, the meeting was adjourned at 7:27 pm.

**Respectfully Submitted,**

**Lynda A. Bryan, Town Clerk**