

The January 6, 2009 Organizational Meeting of the Town Board of the Town of Halfmoon was called to order by Supervisor Wormuth at 7:00 pm in the A. James Bold Meeting Room at the New Town Hall, 2 Halfmoon Town Plaza, with the following members present:

Melinda A. Wormuth, Supervisor  
Walter F. Polak, Councilman  
Regina C. Parker, Councilwoman  
Paul L. Hotaling, Councilman  
Craig A. Hayner, Councilman  
Mary J. Pearson, Town Clerk  
Lyn A. Murphy, Town Attorney  
Matthew J. Chauvin, Deputy Town Attorney

The Town Board Workshop was held in the Board Room at 6:15 pm; no action was taken. The Supervisor led the Pledge of Allegiance; Councilwoman Parker offered a moment of silence honoring the soldiers recently killed in action.

#### RESOLUTION NO. 1

Offered by Councilwoman Parker, seconded by Councilman Polak, Adopted by vote of the Board: Ayes: Wormuth, Polak, Parker, Hotaling, Hayner

RESOLVED, that the Town Board appoints Melinda A. Wormuth Chairman of the Town Board for the year beginning 1/1/09 through 12/31/09.

*{Resolutions organize the Town of Halfmoon for the year 2009; appoint employees; set salaries/hourly rates, beginning January 1, 2009 (unless otherwise specified) to be paid on a bi-weekly basis (unless otherwise specified).}*

#### RESOLUTION NO. 2

Offered by Councilman Polak, seconded by Councilman Hayner, Adopted by vote of the Board: Ayes: Wormuth, Polak, Parker, Hotaling, Hayner

RESOLVED, that the Town Board approves wages for Town officials, elected and appointed, Supervisors appointments, and operational responsibility for the Town as follows:

Supervisor Wormuth, Budget Officer, salary \$3,000 (paid in December)

Walter F. Polak, Deputy Town Supervisor, salary \$1,272

Town Board to serve on committees and/or as liaison for the Town Board for the year 2009

- a) **Walter Polak:** Planning /ZBA/; Highway;/ Buildings/Maintenance department
- b) **Craig Hayner:** Parks; Trails ; Open Space; Rec. Department; Ethics Board
- c) **Paul Hotaling:** Seniors; Water committee;CAPTAIN Contract; Youth Commission; Co-liaison to Planning department; co-liaison Character Counts
- d) **Regina Parker:** Park project; Animal Control; Personnel/Co-liaison Ambulance/Fire; co-liaison Character Counts

Elected Town Officials, salary:

Supervisor, **Melinda A. Wormuth**, \$46,331

Council: **Walter Polak, Regina C. Parker, Paul Hotaling, Craig Hayner**, \$10,972 (each)

Justice: **Lester Wormuth, Kevin Tollisen** - \$27,543 (each)

Town Clerk, **Mary Pearson**; Records Access Officer; Records Management Officer- \$52,496

Superintendent of Highways & Transfer Station, **John Pingelski, Jr.** – \$66,121

Receiver of Taxes, **Karen Pingelski** - \$21,628

Lyn A. Murphy, Town Attorney, two-year term, Grade 15, Step 6

Robert Chauvin, Deputy Town Attorney, Grade 10, Step 9

Matthew Chauvin, Deputy Town Attorney, Grade 10, Step 1

Kathleen Smith, legal stenographer, Grade 5, Step 7

Nelson Ronsvalle, Coordinator of Grant Writing, Grade 8, Step 2

Kimberly Martin, Senior Clerk, Grade 2 Step 4

### RESOLUTION NO. 3

Offered by Councilwoman Parker, seconded by Councilman Hayner, Adopted by vote of the Board: Ayes: Wormuth, Polak, Parker, Hotaling, Hayner

RESOLVED, that the Town Board approves the following salaries for employees in the Supervisor's office.

Patricia Temple, Director of Finance, (Towns) Grade 10, Step 9

Bonnie Hatter, Employee Services Coordinator, Grade 8 Step 7

Lisa Perry, Confidential Secretary to the Supervisor, Grade 6 Step 6

Terri Russell, Payroll Clerk, Grade 3 Step 5

Kathy Dougherty, part time Account Clerk Typist, Grade 2 Base Pay

### RESOLUTION NO. 4

Offered by Councilman Polak, seconded by Councilwoman Parker, Adopted by vote of the Board: Ayes: Wormuth, Polak, Parker, Hotaling, Hayner

RESOLVED, that the Town Board approves the following salaries for employees in the Town Clerk's office.

Each Deputy Town Clerk designated Record Access Officers & Record Management Officers.

Laurie Sullivan, Senior Deputy Town Clerk & Deputy Registrar of Vital Statistics, Grade 5 Step 8

Sharon Phelps, Deputy Town Clerk & Sub-Registrar of Vital Statistics, Grade 3 Step 7

Carol Cooper, Deputy Town Clerk & Sub-registrar of Vital Statistics, Grade 3 Step 1

Mary Pearson, Registrar of Vital Statistics, salary \$1500.00

### RESOLUTION NO. 5

Offered by Councilman Hotaling, seconded by Councilman Hayner, Adopted by vote of the Board: Ayes: Wormuth, Polak, Parker, Hotaling, Hayner

RESOLVED, that the Town Board approves the following salaries for employees in Town Justice's office.

Marlene A. Carey, Clerk to Town Justice, Grade 4 Step 6

Cathy Leggett, Court Clerk, Grade 3 Step 7

Virginia Loffredo, part time Clerk Grade 1 Step 7

David Kohls, Court Officer, part-time Grade 6 Step 8

Jacqueline Bigelow, Court Clerk, Grade 3 Step 5

Greg Burke, part-time Court Officer, Grade 6 Step 5

Denise Swahlan, part-time Court Officer, Grade 6 Step 1

Christine Phillips, Clerk to the Town Justice, Grade 4 Step 8

Virginia Daigle, part- time Clerk, Grade 1 Step 6

Jeffrey Decatur, part-time Court Officer Grade 6 Step 1

Allow Town Justices to employ part-time court reporters to take/transcribe minutes of hearings on trials that in the Justice's opinion deemed necessary; charges set at court reporter's current session & page charge

### RESOLUTION NO. 6

Offered by Councilwoman Parker, seconded by Councilman Hotaling, Adopted by vote of the Board: Ayes: Wormuth, Polak, Parker, Hotaling, Hayner

RESOLVED, that the Town Board to set salaries for Highway Department employees and approve Highway Department resolutions.

William Bryans, Jr. Deputy Highway Superintendent, Grade 8 Step 5

Sandra McBride, Account Clerk, Grade 2 Step 5

WORKING SUPERVISORS:

William Suchocki, Grade 7, Step 6

Michael Hickok, Grade Step 7 Step 4

Rodney Smallwood, Grade 7 Step 4

AUTOMOTIVE MECHANICS:

Courtney Maxwell, Grade 6 Step 6

Dennis R. Ayotte, Jr., Grade 6 Step 1

MEO:

Thomas Ceremuga, Grade 5 Step 11

Janice Espey, Grade 5 Step 6

Bruce Betts, Grade 5 Step 6

Andrew Jerome, Grade 5 Step 5

Derek Pingelski, Grade 5 Step 5

Shane Liberty, Grade 5 Step 5

Charles LaFountain, Grade 5 Step 5

Kenneth Robbins, Jr., Grade 5 Step 5

Patrick Mullahey, Grade 5 Step 4

Raymond Anuszewski, Grade 5 Step 5

Edward Ceremuga, Jr., Grade 5 Step 3

Seren Lambertson, Grade 5, Step 6

Danny Hoyt, Grade 5, Step 1

LABORERS: Kurt Schneider, Grade 2 Step 1

Dennis M. Landry, Jr., Grade 2 Step 1

MEO to work only when needed at current Grade and Step:

Frank Brammer; Thomas Lundquist; James McBride

Authorize Superintendent of Highways to post Town highways for a four-ton load limit, during spring thaw, at his discretion when necessary.

Authorize Superintendent of Highways to post Stop Signs at his discretion when necessary

Authorize Superintendent of Highways to utilize the Asphalt Concrete, Rock Salt and Unleaded Gas bids as awarded by the County of Saratoga and/or State of New York for the year 2009

Authorize Superintendent of Highways to purchase, without Board approval, materials for the Department not to exceed \$10,000 at one time and purchases over \$5,000 subject to review and approval of Town Supervisor and Town Attorney.

Authorize the Deputy Highway Superintendent or Working Supervisor (with the most seniority) to sign highway department vouchers in the absence of the Superintendent of Highways

Joseph Mantica, part-time Transfer Station attendant, Grade 1 Step 7; Henry Pelo, part-time Transfer Station attendant, Grade 1 Step 7; & John C. Porter, part-time Grade 1 Step 5 to work during transfer station hours as set.

Authorize any fulltime highway department employee to work at the Transfer Station when unexpected vacancy occurs at discretion of the caretaker, to be paid current hourly rate

RESOLUTION NO. 7.

Offered by Councilwoman Parker, seconded by Councilman Hayner, Adopted by vote of the Board: Ayes: Wormuth, Polak, Parker, Hotelling, Hayner

RESOLVED, that the Town Board approves the following Town employee resolutions:

Authorize the Supervisor, without Board approval, to purchase materials at a cost not to exceed \$5,000 subject to satisfactory review of the Town Attorney

Authorize Town departments to utilize bids awarded by the County of Saratoga and/or State of New York and/or Federal contracts for the year 2009.

All part time employees are employed on strictly a part time basis working 20 hours per week or less depending on the needs of the position or as assigned by the Town Supervisor.

Authorize Town Supervisor to enter into agreement with Saratoga Corporate Care, Saratoga Springs for membership for random drug testing program for 2009, at no annual fee.

## RESOLUTION NO. 8

Offered by Councilman Polak, seconded by Councilman Hotaling, Adopted by vote of the Board: Ayes: Wormuth, Polak, Parker, Hotaling, Hayner

RESOLVED, that the Town Board approves wages for employees in Receiver of Taxes office, Assessor's office and Buildings.

Deputy Receiver of Taxes, Kiva Cropsey Grade 3 Base Pay

Edward Pearson, Assessor, Grade 8 Step 7

Jo-Ann Smith, Assistant Assessor, Grade 5 Step 5

Ryan McCarty, Town Property Tax Data Collector, Grade 2 Step 6

Assessment Board of Review Member, \$30.00 hourly by payroll.

Leo Brady, Building Maintenance Supervisor, Grade 8 Step 6

Glenn Waldron, Building Maintenance Worker, Grade 3 Step 6

Harold Robbins, Building Maintenance Mechanic, Grade 5 Step 3

James McBride, Sr., Buildings Laborer, Grade 2 Step 3

Gaither Espey, Building Laborer, Grade 2, Base Pay

Brian Zusy, part-time Cleaner, Grade 1 Step 5

## RESOLUTION NO. 9

Offered by Councilwoman Parker, seconded by Councilman Hotaling, Adopted by vote of the Board: Ayes: Wormuth, Polak, Parker, Hotaling, Hayner

RESOLVED, that the Town Board to approves the following salaries for Town Water Department employees.

Frank Tironi, Superintendent of Water and Director of Sewer Grade 11 Step 9

Sean McCarthy, Water Maintenance Supervisor, Grade 8 Step 8

Scott Houle, Water Maintenance Worker, Grade 7 Step 6

Frank Brammer, MEO, Water department Grade 5 Step 7

John C. Cooper, Jr., Water Plant Operator Grade 7 Step 5

William Robitaille, Water Plant Operator Grade 7 Step 3

Ronald Fellows, Water Department Laborer, Grade 2 Step 5

Thomas Lundquist II, Water Department MEO Grade 5 Step 4

Cindy Jensen, Account Clerk typist, Water department Grade 2 Step 7

Authorize the Director of Water to purchase, without Board approval, materials for the Water Department, not to exceed \$10,000 at one time, and purchases over \$5,000 subject to review and approval of Town Supervisor and Town Attorney.

Authorize the Water Maintenance Supervisor / Water Maintenance Worker to sign water department vouchers in the absence of the Director of Water.

## RESOLUTION NO. 10

Offered by Councilman Hotaling, seconded by Councilman Polak, Adopted by vote of the Board: Ayes: Wormuth, Polak, Parker, Hotaling, Hayner

RESOLVED, that the Town Board approves all Zoning, Planning, Code and various employee and committee appointments.

Raymond Rose, Zoning Board member 1/1/09 through 12/31/13

George Hansen, Zoning Board Chairman, \$487.00 annually paid in December.

Zoning Board Members, \$233.00 annually paid in December.

Jeffrey Williams, Senior Planner Grade 8 Step 6

Lindsay Zepko, Planner, Grade 7 Step 3

Stephen Watts, Planning Board Chairman, \$2163 annually in December.

John Higgins, Planning Board member, 1/1/09 through 12/31/15

Planning Board Members, \$865.00 annually, paid in December

Mildred Pascuzzi, Senior Typist, Grade 2 Step 5

Douglas Mikol, part-time Personal Computer Tech, Grade 13 Step 8

Beth Abramson, Animal Control Officer, Grade 4 Step 6

John Cuttita, part time Animal Control Officer, Grade 4 Step 6

Dog Enumerator \$1.50 per house visited

Stephen Watts, part-time Building and Development Administrator, Grade 11 Step 5

Gregory Stevens, Director of Code Enforcement, Grade 9 Step 5  
Steffen Buck, Code Enforcement Officer, Grade 6 Step 7  
Paul Heslin, Code Enforcement Officer Grade 6 Step 3  
David Milkiewicz, Code Enforcement Officer Grade 6 Step 3  
Denise Mikol, Senior Typist, Grade 2 Step 8  
Dr. Barry Constantine & Dr. Harry Miller, Health Officers, salary \$500.00 each.  
Ellen Kennedy, Historian salary \$2,500.  
Eileen Pettis, Director of Senior Center, Grade 7 Step 5  
Gale Hayner, part-time Clerk, Grade 1 Step 5  
Meg Bearce, substitute part-time clerk, Grade 1 Step 2  
Substitute Senior Express Chauffeurs, to work only as needed, paid hourly rate; Julia McHargue, Grade 3 Step 8; Linda Sabourin, Grade 3 Step 6; Art Hayner, Grade 3, Step 6; Donald Espey, Grade 3 Step 2 and Highway Department employees to work only in an emergency.

Town appointed Senior Citizen Board of Directors, Patricia Keyrouze and Nancy Morris for term effective 6/12/07 through 6/1/2009

Youth Commission members: Ed Pearson, Don Alford 1/1/09 through 12/31/2010

Mara Sweeter, part-time Recreation Director & Representative to Saratoga County Youth Bureau, Grade 5 Step 7

Shannon McCarthy, Assistant Recreation Director & Youth Commission secretary, Grade 4 Step 6

Paul Maiello, Recreation Maintenance Supervisor; Grade 5 Step 7

Matt Hickok, Recreation Maintenance Worker, Grade 3 Step 3

Trails Advisory Chair, \$600 annually, in December

Henrietta O'Grady, Ed Peck, Brian Knowles Trails Advisory Committee, voluntary 2-year term 1/1/2009 through 12/31/2010.

#### RESOLUTION NO. 11

Offered by Councilwoman Parker, seconded by Councilman Hotaling, Adopted by vote of the Board: Ayes: Wormuth, Polak, Parker, Hotaling, Hayner

RESOLVED, that the Town Board approves the Town Polling Locations:

**District:**

1 & 6 -	West Crescent Firehouse;
2 & 4 & 13 -	Halfmoon Town Hall
3 & 18-	Hillcrest Firehouse
5 & 12 -	Halfmoon-Waterford Firehouse
7 & 17 -	Bishop Hubbard Senior Housing
8 & 9 & 15 -	American Legion Post #1450
10 -	Twin Lakes Clubhouse
11 & 14 & 16 & 19-	Halfmoon Senior Center

and further resolved that they are to be paid \$200.00, per district, for other than Town owned buildings for the year.

#### RESOLUTION NO. 12

Offered by Councilman Hayner, seconded by Councilman Hotaling, Adopted by vote of the Board: Ayes: Wormuth, Polak, Parker, Hotaling, Hayner

RESOLVED, that the Town Board approves the functions for the Town:

Authorize Supervisor to secure safe deposit box for the Town of Halfmoon at First National Bank of Scotia and authorize its use by the Supervisor, Director of Finance & Employee Services Coordinator.

Funds under authorization of Town Supervisor, Town Justice Wormuth, Town Justice Tollisen, Town Clerk, Receiver of Taxes and Recreation department be deposited in First Niagara, Citizens Bank, HSBC, JP Morgan Chase Bank, and First National Bank of Scotia.

Authorize Supervisor to open any and all Bank/statement savings/checking accounts /money markets/certificate of deposit for Town of Halfmoon financing.

Authorize that Town Officials collecting money from persons doing business in the Town of Halfmoon charge \$20.00 for any check returned for insufficient funds, in accordance with Chapter 203 of the Laws of the State of New York, 1989, and that any person having had a check which was returned for insufficient funds shall be required to remit any further payments only in the form of cash or by certified or cashier's check, and that such fee may only be waived for those persons who can prove that it was through no fault of their own that a check was returned for insufficient funds.

Authorize the Supervisor to pay utility bills and postage, medical insurance premiums prior to audit of the Town Board to meet due date specifications and avoid late charge payments.

Appoint Department Managers, at no additional compensation: Patricia Temple, Director of Finance; Ed Pearson, Assessor; Frank Tironi, Superintendent of Water; Mara Sweeter, Recreation; Beth Abramson, Animal Control; George Hansen, Zoning Board of Appeals; Steve Watts, Building and Development Administrator; Leo Brady, Building Maintenance Supervisor; Paul Maiello, Recreation Maintenance Supervisor, Eileen Pettis, Senior Director, Nelson Ronsvalle, Coordinator of Grants

Authorize Supervisor, Town Board Members, Town Clerk, Deputy Town Clerks, Recreation Director and Assistant Recreation Director, Clerks and Secretary to Supervisor, Director of Code Enforcement, Code Enforcement Officers, Director of Water, Justice/Court Clerks, Assessor, Assistant Assessor, Tax Data Collector, Receiver of Taxes, Deputy Receiver of Taxes, Director of Finance, Board of Assessment Review members, Building & Development Administrator, Senior Director, Building Maintenance Worker, Building Maintenance Mechanic, Recreation dept.: site directors, tot director, working supervisors, assistant tot director, sports directors, arts & crafts directors, trip coordinators, assistant trip coordinators, summer secretary, lifeguards, WSI's, Head counselors, Senior Planner, Planner, Coordinator of Grants to voucher for mileage at rate established by the IRS when using personal vehicle for Town business.

All elected officials & all Town employees shall be paid every second Friday for the previous two weeks worked with the first payroll beginning January 1, 2009 that all employees who are paid on an hourly basis turn in their hours every second Monday.

All salary employees will submit a detailed sick/vacation timecard every pay. All employees shall submit an approved time card every 2<sup>nd</sup> Monday except for pay weeks that include a holiday; time card submitted on Friday of pay period ending week.

Authorize Supervisor to utilize facsimile signature stamps for the signing of documents.

Authorize Town to join the Association of Towns for 2009.

Authorize the Town to continue with Health Insurance coverage with CDPHP stating that the Towns contract is still in effect until March 31, 2009.

The following holidays will be observed by Town of Halfmoon employees for year 2009:

New Years Day, Thursday, January 1  
Martin Luther King Day, Monday, January 19  
Presidents Day, Monday, February 16  
Good Friday, April 10<sup>th</sup> @ noon or Passover, (when applicable)  
Memorial Day, Monday, May 25  
Independence Day, Friday, July 3  
Labor Day, Monday, September 7  
Columbus Day, Monday, October 12  
Veterans Day, Wednesday, November 11  
Thanksgiving Day, Thursday, November 26  
Day after Thanksgiving, Friday, November 27  
Christmas Eve, Thursday, December 24 @noon  
Christmas Day, Friday, December 25  
New Years Eve, Thursday, December 31 @noon

The Town of Halfmoon Employee Policies and Procedures Manual and Benefit Package, which includes Health Insurance policy, is approved for 2009 with changes to be effective 1/1/09, and

set stipend amount for employees who elect not to benefit from Health Insurance option offered by the Town in 2009 will be \$1000 per year if eligible for family coverage or \$500.00 per year if eligible for single coverage, prorated monthly. All employees must sign acknowledgement form for manual.

Per Employee Manual: Employee Pager & Cell Phone User

Town Supervisor	Councilman
Executive Assistant to the Supervisor PT	Animal Control Officer
Confidential Secretary to the Supervisor	Water Maintenance Worker
Superintendent of Water and Director of Sewer	Water Maintenance Supervisor
Water Department Account Clerk Typist	Building Maintenance Mechanic
Recreation Maintenance Supervisor	Computer Technical Network Specialist
Deputy Animal Control Officer	Director of Code Enforcement
Senior Code Enforcement Officer	Building Maintenance Worker
Code Enforcement Officers	Highway Working Supervisor
Highway Account Clerk	Part-time Cleaner
Highway Department Mechanic	Senior Van Driver
Senior Van Substitute Driver	Building Maintenance Supervisor
Buildings Laborer	Recreation Maintenance Worker

Authorize the Supervisor to sign annual renewal permits such as the DEC Stream Disturbance Permit, etc., and authorize Supervisor to apply for financial funding and reimbursement for the Youth Program, Senior Recreation Program and any other programs, permits, applications or reimbursements and other required documents that may occur throughout the year and to further authorize the Supervisor to sign annual Nutrition Agreement with Saratoga County, annual contract with Saratoga County Animal Shelter (within budgeted amounts) and to apply for employees through Employment and Training, Workfare, Inmate Labor or any other programs that provide employees not paid with town funds.

The official mailing addresses for the Town is, 2 Halfmoon Town Plaza, Halfmoon, New York, 12065; Receiver of Taxes, address is 2A Halfmoon Town Plaza, Halfmoon, New York 12065; Town Justices, 1 Halfmoon Town Plaza, Halfmoon, New York 12065

Roberts Rules of Order be the guide for all town meetings except as may be otherwise decided by the Town Board. The Town Clerk shall eliminate the reading of the previous Town Board minutes but a copy of the minutes shall be given to all Board members and a copy be posted on the Clerk's bulletin board.

The official newspapers for the Town are the Daily Gazette and Times Union, official notices to be published in one or both papers.

Set Board meetings in the Town of Halfmoon, to be held at the Town Hall, 2 Halfmoon Town Plaza, as follows:

- a) Town Board meetings held first and third Tuesday of each month at 7:00 pm except: Tuesday, May 6<sup>th</sup> at 2:00 pm, Thursday, November 6<sup>th</sup> @ 7 pm
- b) Zoning Board of Appeals, first Monday of month at 7:00 pm.
- c) Planning Board, second & fourth Monday of month at 7:00 pm.
- d) Board of Assessment Review, fourth Tuesday in May.
- e) Youth Commission, second Thursday, six times per year, at 7:00 pm.

Authorize a general Fixed Asset inventory of all equipment, land, or buildings purchased over \$500.00 and for financial reporting purposes only purchases over \$5000; all dispositions of fixed assets authorized by resolution of Town Board.

RESOLUTION NO. 13

Offered by Councilman Hayner, seconded by Councilman Hayner, Adopted by vote of the Board: Ayes: Wormuth, Parker, Hotaling, Hayner Abstain: Polak

RESOLVED, that the Town Board appoints firm of Clough, Harbour and Associates to provide engineering services to the Town of Halfmoon for the year 2009 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 and Associates, subject to the review and approval of the Town Attorney.

#### RESOLUTION NO. 14

Offered by Councilwoman Parker, seconded by Councilman Hayner, Adopted by vote of the Board: Ayes: Wormuth, Polak, Parker, Hotaling, Hayner

RESOLVED, that the Town Board approves the following Town agreements, contracts and appointments.

CAPTAIN be paid \$77,250, Saratoga Center for the Family be paid \$6,000 Care Links be paid \$8,000, whenever funds are available for 2009, and Clifton Park-Halfmoon Ambulance Corp be paid \$997,136 per contract date; YMCA Agreement for 2009-2010 be paid \$10,000.

Appoint John Ciulla and Craig Hayner to the Ethics Board for the Town of Halfmoon for the year 2009.

Resolution to authorize entering into Specialized Law Enforcement Service Agreement with the County of Saratoga Office of the Sheriff for a term of two years, in the not to exceed amount of \$201,378 for the year 2009.

The Supervisor opened the regular portion of the January 6<sup>th</sup> meeting at 7:10 pm.

#### REPORTS OF BOARD MEMBERS AND TOWN ATTORNEY

Councilwoman Parker reported that the fencing has been completed at the new Town Park and recreation building roof and walls.

Councilman Hayner reported that the rescheduled Open Space Committee meeting will be held on Thursday, January 15<sup>th</sup> and if anyone is interested there are vacancies available. The Councilman also reported that the Town Ethics Board has a vacant seat and interviews will be held in the near future.

Attorney Murphy stated in 2004 the Town Board approved the Forum Industries Planned Development District on Dunsbach Road and they have requested the Board's consideration for a amendment to Article XXXIX – Section 166-503 for an extension to their construction time for a one-year period.

#### RESOLUTION NO. 15

Offered by Councilman Polak, seconded by Councilman Hotaling, Adopted by vote of the Board: Ayes: Wormuth, Polak, Parker, Hotaling, Hayner

WHEREAS, a proposal has been submitted for an amendment to the Planned Development District Legislation known as Forum Industries Planned Development District, proposing to extend for one (1) year the time period for construction, and

WHEREAS, an application has been received proposing to extend and modify Article XXXIX, Section 166-503 to extend the period for construction for one (1) year without public hearing as is provided in the original Local Law, and

WHEREAS, the proposal does not require a public hearing, and

WHEREAS, the Town Board has reviewed the proposal and the letter application, and

WHEREAS, the proposal is in accordance with the originally adopted Local Law,

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. That the proposed extension of the Local Law and the provisions for the commencement of construction for one (1) year, be and the same hereby is approved.

2. That Section "5" of the Local Law previously adopted, be and the same hereby is amended as follows:  
"Section 5" This Amendment shall be deemed automatically revoked and void, and the previous regulations and laws shall obtain, if within one (1) year from the effective date of this Amendment to the Local law, commencement of the construction of Forum Industries Planned Development District has not begun, or if after construction has begun, unless substantial progress continues without undue interruption thereafter, or if the development is not complete within four (4) years of such approval. As to the area within which a building or buildings have been constructed pursuant to this Local Law there shall be no voiding of the Amendment and as to said area and building or buildings, this amending Local law shall continue in full force and effect and the area



zoned by this Local Law shall be the area within which said building or buildings was or were constructed pursuant to this amending Local law. For proper cause shown the Town Board of the Town of Halfmoon may, upon such terms and conditions as it deems proper, extend either the one (1) year period or the four (4) year period or both and/or may waive the requirement that substantial progress shall continue without undue interruption. Any such extension of time or waiver may be made by the Town Board without a public hearing. In the event no application is made to the Planning Board for final site plan approval within one (1) year of this Local Law, or substantial progress is not made on said application within four (4) years thereafter, this Local Law shall be deemed automatically revoked and the previous zoning shall apply.

Supervisor Wormuth stated she again wants to thank her staff and all the volunteers who helped out in the community during last month's ice storm. She stated she has received many phone calls and letters of appreciation for all the help and everyone did a phenomal job and there couldn't be nicer compliments.

The Supervisor opened public privilege for discussion of agenda topics.

Henrietta O'Grady, Church Hill Road stated the new procedure for setting up for the Organizational Meeting agenda is difficult to interpret with grades and steps and asked how she can find out the employee salaries.

The Supervisor stated that information would be made available to her on the salary chart in the Finance office and the Town Clerk's office.

Mrs. O'Grady asked for a further information on the New Business resolution for the water rate increase of 40 cents.

The Supervisor stated the increase is necessary due to the Town of Waterford increasing the rate charged to Halfmoon. She stated it will affect Halfmoon residents in the Town Consolidated Water District and the out of district users and will help offset the increases in cost and will affect the base rate.

Highway Superintendent John Pingelski stated he is would like to go on record as being in opposition to the decisions of the Department of Transportation regarding the traffic studies the Town requested regarding the speed limits.

Supervisor Wormuth stated the Board shares his frustration with DOT and the requests by the Town are well thought out and are justified reasons. She questioned if anyone has any ideas on how better to approach these requests to be more successful in influencing these decisions them

#### **DEPARTMENT REPORTS – month of December**

1. Town Justice Wormuth  
Total cases – 300  
Filed  
Total fees remitted to the Supervisor - \$41,955
2. Town Justice Tollisen  
Total cases – 257  
Filed.  
Total fees remitted to the Supervisor -\$30,790

#### **CORRESPONDENCE**

1. Received from Salty's Pub & Bistro, 215A Guideboard Road, Halfmoon, notification of intent to renew their Liquor License.
2. Received from State of New York Department of Transportation: (1) notification of determination of speed limit reduction study stating that 30 mph speed limit in the Rivercrest subdivision is appropriate (2) notification of determination that a speed limit reduction on Route 146 is not warranted at this time (3) notification of receipt for speed limit study request for Cemetery Road
3. Received from State of New York Department of State notification of receipt and filling of Local Law No. 7-2008, Mobile Home Ordinance and Local Law #8-2008, Zoning offenses.
4. Received from State of New York Department of Transportation notification of closure of Route 4 & 32 in the Town of Halfmoon, necessary for construction of new bridge over the D & H Railroad and designating Upper New Town Road as the detour during this replacement

**NEW BUSINESS  
RESOLUTION NO. 16**

Offered by Councilwoman Parker, seconded by Councilman Hayner, Adopted by vote of the Board: Ayes: Wormuth, Polak, Parker, Hotaling, Hayner

RESOLVED, that the Town Board approves and orders paid all vouchers for all funds listed on Abstract dated January 6, 2009, totaling: \$252,106.72.

## RESOLUTION NO. 17

Offered by Councilman Polak, seconded by Councilman Hotaling, Adopted by vote of the Board: Ayes: Wormuth, Polak, Parker, Hotaling, Hayner

RESOLVED, that the Town Board authorizes the Supervisor to make the following Transfer between Appropriations and Creation of Appropriations:

These Creations and Transfers are for Year 2008.

A resolution is necessary to create a partnership with the Historic Saratoga-Washington on the Hudson Partnership in the amount of \$20,000; the Hudson River Valley Greenway in the amount of \$5,000 and the balance from Town of Halfmoon General Fund. These monies will be used to construct trailhead parking on the Historic Champlain Canal Trail. This trailhead parking will complete a small portion of the Champlain Canal Trail plan by providing residents and visitors access to the Champlain Canal Trail.

DEBIT: Estimated Revenues	35 – 510	\$47,500
35 – 4 – 3897 – Cultural & Recreation		
Capital Grant – State		
(Trails) - \$25,000		
35 – 4 – 5031 – Interfund Transfers		
\$17,500		

SUBJECT: Creations of Appropriations & Transfer of Appropriations

These Creations and Transfers are for Year 2008.

A resolution is necessary to create a partnership with the Historic Saratoga-Washington on the Hudson Partnership in the amount of \$20,000; the Hudson River Valley Greenway in the amount of \$5,000 and the balance from Town of Halfmoon General Fund. These monies will be used to construct trailhead parking on the Historic Champlain Canal Trail. This trailhead parking will complete a small portion of the Champlain Canal Trail plan by providing residents and visitors access to the Champlain Canal Trail.

DEBIT: Estimated Revenues	35 – 510	\$47,500
35 – 4 – 3897 – Cultural & Recreation		
Capital Grant – State		
(Trails) - \$25,000		
35 – 4 – 5031 – Interfund Transfers		
	\$17,500	

CREDIT:	Appropriations	35 - 960	\$47,500
	35 - 5 - 7150.20 - Special Recreational		
	(Trails) - \$47,500		

Transfers between Appropriations:

From Account	To Account	Amount	Reason
10-5-1355.40 Assessor Contractual	10-5-1355.10 Assessor Personal Services	\$200	Transfer of appropriations needed within own budget to cover payroll thru year end
20-5-9060.80 Highway Employee Benefits Medical Insurance	20-5-5140.10 Highway Misc. Personal Services	\$5,500	Transfer of appropriations needed within own budget to cover payroll thru year end
20-5-9060.80 Highway Employee Benefits Medical Insurance	20-5-9030.80 Highway Employee Benefits Social Security	\$200	Transfer of appropriations needed within own budget to cover payroll expense thru year end

## RESOLUTION NO. 18

Offered by Councilwoman Parker, seconded by Councilman Hayner, Adopted by vote of the Board: Ayes: Wormuth, Polak, Parker, Hotaling, Hayner

**WHEREAS**, the Town of Halfmoon Consolidated Water District and the out of district water users receive water from the Lawrence W. DeVoe Water Treatment Facility, and

**WHEREAS,** the operational costs for the Water Treatment Facility have increased, and

**WHEREAS**, the Town of Waterford has increased the rate charged to the Town of Halfmoon per one thousand gallons of water used, and

**WHEREAS**, this rate increase and the increase of the operational costs make it is necessary to increase the rates to the residents in the Town of Halfmoon Consolidated Water District and the out of district users charged by the Town of Halfmoon to offset the increases in costs.

**NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:**

1. That the Town of Halfmoon Consolidated Water District and out of district water users' base rate, effective January 1, 2009, will be \$3.35 per 1,000 gallons of water consumed.
2. That this new rate will be effective for all billings and use after January 1, 2009.
3. That this Resolution will take effect immediately.

The Supervisor opened public privilege for discussion of non-agenda items.

Rich Wheeler, 122 Plant Road, stated he wanted to thank the Town highway department who took charge of the cleanup after the ice storm with the power outage and all the trees that fell.

He stated he is upset with the construction near him and the landscaping is a complete deforestation with all the trees gone on the west side of Route 9. He stated he no longer looks out his windows and sees trees and now looks at an ugly brown building and they clearcut the property and completely ignored his portion of the property. He stated there is a 6' stockade fence on the western side and insignificant small trees.

Supervisor Wormuth stated she research this with the Code office tomorrow and see what information she can obtain.

On motion by Councilwoman Parker, seconded by Councilman Hotaling the meeting was adjourned at 7:20 pm.

Respectfully submitted,

Mary J. Pearson, Town Clerk

