

The May 5, 2009 regular meeting of the Town Board of the Town of Halfmoon was called to order at 2:00 pm by Supervisor Wormuth 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
Regina C. Parker, Councilwoman
Paul L. Hotaling, Councilman
Craig A. Hayner, Councilman
Mary J. Pearson, Town Clerk
Robert J. Chauvin, Deputy Town Attorney

Not Present: Councilman Polak
Town Attorney Murphy
Deputy Town Attorney Matthew Chauvin

The Town Board Workshop was held in the Board Room at 1:15 pm; no action was taken. The Supervisor led the Pledge of Allegiance.

The Supervisor thanked everyone for being here and stated they are very excited to be here in the month of May and, at a previous meeting declared May as Senior month and thanked all our friends joining us.

Supervisor Wormuth invited Councilman Hotaling, Ruth Smalley and Eileen Pettis to come forward for the presentation of the 2009 Budgeted Funds in the amount of \$36,310 to the Senior Citizens Association. The Supervisor stated they appreciate all the wonderful things they do at the Center with this money.

Ms. Smalley stated they definitely appreciate the Town’s support and it helps with the programs and the great camaraderie to the members and thanked the Town.

The Clerk opened the Bids received for Water Meters, American Made Brass Fittings and Mueller Brass as follows:

<u>BIDDERS:</u>		<i>BLAIR SUPPLY</i>	<i>VELLANO</i>	<i>TI-SALES</i>	<i>FERGUSON WATER</i>
		<i>ROCHESTER, NY</i>	<i>LATHAM, NY</i>	<i>SUDBURY, MAINE</i>	<i>CLIFTON PARK, NY</i>
B I D P R I C E					
<u>BID ITEMS FOR MUELLER BRASS</u>					
<u>SIZE</u>	<u>ITEM</u>				
5/8"X3/4"X3/4"	Angle Meter Stop -H-14258	\$20.99	\$21.00	NO BID	\$20.43
3/4" x 3/4"x1"	Angle Meter Stop -H14258	\$23.20	\$23.00		\$22.58
1"x1"	Angle Meter Stop -H-14258	\$28.75	\$28.90		\$27.98
3/4"	Meter Tail Couplings H-10890	\$ 5.30	\$ 5.10		\$ 4.78
1"	Meter Tail Couplings H-10890	\$ 8.15	\$ 7.85		\$ 7.35
<u>BID ITEMS FOR WATER METERS</u>					
Neptune E-Coder R900i	<u>SIZE</u>				
	5/8" x 3/4"	NO BID	NO BID	\$ 215.00	
	3/4"			\$ 271.00	
	1"			\$ 331.00	
	1 ½"			\$ 530.00	
	2"			\$ 699.30	
	4" w/Strainer			\$2310.00	
Compound E-Coder R900i	6" w/Strainer			\$4179.00	
	8" w/Strainer			\$6534.00	
	3" w/Strainer			\$3073.00	
	4" w/Strainer			\$3996.00	
	6" w/Strainer			\$6596.00	
	8" w/Strainer			\$7212.00	
<u>AMERICAN MADE BRASS FITTINGS</u>					
<u>SIZE</u>	<u>ITEM</u>				
3/4"	Ball Valve	\$ 17.28	\$12.25	\$ 6.90	\$5.51
1"	Ball Valve	\$ 21.83	\$15.25	\$10.34	\$ 8.58
1 ½"	Ball Valve	\$ 46.76	\$32.25	\$23.58	\$19.70
2"	Ball Valve	\$ 60.74	\$45.25	\$36.03	\$30.76

The Supervisor referred the bids to the Director of Water, Councilman Hotaling and Attorney Murphy for their review and recommendation back to the Board

REPORTS OF BOARD MEMBERS AND TOWN ATTORNEY

Councilman Hotaling reported that on May 19th the Halfmoon Senior Center is going to have an Identity Theft seminar presented by the NYS Attorney General’s office at 11 am and is open to the public.

Councilman Hayner reported that the Summer Recreation program registration dates would be Saturday May 9th, Wednesday May 13th, Saturday May 16th, Wednesday May 20th and May 27th and Saturday May 30th . He stated on Saturdays the time is 9 am to noon and Wednesday’s from 6 to 8 pm.

Councilwoman Parker reported that the Town Park is quite under way and thanks to the weather and the hard work of all the contractors working there we are looking at an early fall rather than late fall closure date. She stated announcements would be coming soon.

Supervisor Wormuth stated as wonderful as it looks they ask for everybody's patience and please not go into the site to see it as it is a construction site and there are some dangers in there. She stated if anyone would like a tour she would be happy to try to arrange it.

Councilwoman Parker reported that her family would like to present something to Mindy. Councilwoman Parker's two granddaughters made a presentation for the Town's scholarship program for kids who can't afford to go to the summer camp from their Uncle Taylor, who is in heaven now.

Supervisor Wormuth stated they are still taking donations if anyone is interested in helping kids who might not have the opportunity to attend through our Character Counts program in any amount of money.

Supervisor Wormuth reported that at the last meeting there was some discussions regarding a property on Vosburgh Road owned by Mr. Lucarelli and some neighbors came in asking the Town to look into how that property is being utilized and if portions of the property are being utilized appropriately. She stated after discussion with the Board and Town attorney's the Board made the decision to have outside counsel look into this matter. She stated Attorney Paul Pelagalli will represent the Town's interest in this in reviewing documents that have been submitted and provide some advice and guidance from a legal perspective. She stated Mr. Pelagalli can be contacted through the Supervisor's office.

Supervisor Wormuth reported going back to another previous meeting they had some businesses come in regarding their concern about sign ordinances and the fact that they feel, in some situations, the sign ordinance is restrictive and not as business friendly as they could be and they would like to see some changes. She stated routinely offices in the Town get phone calls from residents who think there are too many signs out there. She stated at 6 pm on May 19th there will be an hour of open discussion here with the Board members for anyone interested in giving input on what people think about signs and the current ordinance and whether or not changes should be made.

The Supervisor stated she had a meeting this morning with one of the emergency responders from the Clifton Park-Halfmoon Emergency Corp. to talk about a program called Heart Safe Community and she was excited and invited him to come talk to the Board about the program.

Eric Hanchett thanked Supervisor Wormuth and the Board for allowing him to propose what they are looking at with this new program called *Heart Safe Community Program*. He stated he is the training center coordinator for American Heart Association Training Center that is operated as part of Clifton Park-Half moon Emergency Corp. He stated the *Heart Safe Community Program* is a new initiative that is supported by the American Heart Association and is a grass roots movement by the training center to increase awareness of cardiac conditions and heart attacks and be able to treat cardiac arrest with CPR and AED use at community level. He stated the Town has been wonderful supporting the local Emergency Corp., Saratoga County has a wonderful 911 system, however the gap in that system is, in the event of a cardiac arrest there is only minutes to act to save the persons life and many times it is not possible without the community involvement. He stated this program has been in development for about two years and they have done some restructuring of their training center in the Emergency Corp. and is running independent of the emergency corp., which means no tax money, or funding comes from the Town directly. He stated they function on strictly money they earn through giving courses to nursing students, physicians, paramedics, emergency responders, donations and grants and has taken quite a bit of time for them to put this program together. He stated there are fire departments, emergency squads and schools that all take part in CPR training to a certain extent but there is no central effort at reaching out to the public and training them on CPR and how to use an AED that's available.

He stated what really launched them into high gear was on December 27th, 2008, here in Halfmoon, Paul Lambert suffered sudden cardiac arrest while exercising in a gymnasium. He stated he lives a healthy lifestyle, eats well, exercises regularly with his fiancé and was not really aware of some of the signs and systems of having a heart attack and no significant family history. He stated luckily Melissa Messier was next to him when he suffered the cardiac arrest and immediately began CPR on him, called 911 and the Emergency Corp. responded and they ended up defibrillating him three times. He stayed his heart stopped for approximately 10 to 15 minutes and he survived. He stated there is a four step "chain of survival" #1, Early Recognition, #2 Early CPR, #3 Early Defibrillation and #4 Early Advanced Care. He stated they are looking to fill the gaps and Mindy has been wonderful and they talked about how to implement this program and they are looking at partnering with the Town of Halfmoon and local civic organizations and businesses. He stated they are getting help with grant applications and they hope to fund this program through grants and donations. He stated the program will consist of a take home CPR kit and in thirty minutes you can learn the life saving skill to bridge the second link in the chain of survival until emergency services can get there. He stated link #3 is the strategic positioning of AED's throughout the region and if it is not placed within 4-5 minutes of cardiac arrest the chance of survival is almost zero and is why they are trying to get them out everywhere. He stated what they are looking to do is go out and find businesses and have the program implemented and reach out to the public and, at no

cost teach the public to do CPR. He stated in the past 15 years they have had approximately 400 cardiac arrests and survivability is less than 5%. He stated with this type of program we could increase survivability 20-30% according to the American Heart Association. He stated it has never been tried in this area and some have failed because of not going out and reaching the public and they want to take a more proactive approach and he appreciates Supervisor Wormuth giving him the chance to make a proposal and they are looking for a partnership

Supervisor Wormuth stated what she would like to do is ask the Board to consider at our next meeting formulating a resolution that would create that partnership and allow them the support of the municipality to name Halfmoon as a *Heart Safe Community Program* and start moving through the steps. She stated she has also agreed to take this to the County Board of Supervisors through the Public Safety Committee that she chairs as well as the Public Health Committee.

The Supervisor opened public privilege for discussion of agenda topics; no one had comments.

DEPARTMENT REPORTS – month of April

1. Town Justice Wormuth

Total cases - 419

Total fees remitted to the Supervisor \$47,915

Filed.

2. Building

Total permits –86

Total fees remitted to the Supervisor - \$15,037

Filed.

3. Fire Code

Total permits – 40

Total fees remitted to the Supervisor- \$1,200

Filed.

CORRESPONDENCE

1. Received from Clifton Park-Halfmoon Public Library letter of appreciation for Town Board Resolution recognizing the Library's 40th anniversary.

2. Received from Saratoga County Clerk's Office letter of thanks for partnering with the County as part of NYS Annual Yellow Ribbon Day.

3. Received from Clifton Park & Halfmoon Emergency Corps Inc. correspondence regarding changes in billing practices in order to offset funding shortfalls and increased costs in their budget.

4. Received 2008 Annual Report from the Clifton Park-Halfmoon Public Library.

5. Received from Town of Milton resolution of support for the Saratoga County Board of Supervisors efforts to improve rail infrastructure within Saratoga County.

OLD BUSINESS

RESOLUTION NO. 108

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

WHEREAS, on April 21, 2009 the Town Board appointed Erdman Anthony as the planning, design and engineering consultant for the Crescent Trail Feasibility Study project, upon the review and approval from the Town Attorney, and

WHEREAS, the Town Attorney has cause for not approving the appointment of Erdman Anthony as the planning, design and engineering consultant for the Crescent Trail Feasibility Study,

NOW, THEREFORE BE IT RESOLVED that the Town Board rescinds its prior appointment of Erdman Anthony, Resolution No. 101-2009 as the planning, design and engineering consultant for the Crescent Trail Feasibility Study.

NEW BUSINESS

RESOLUTION NO. 109

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

RESOLVED, that the Town Board approves minutes of Town Board meeting of March 17, 2009 as presented by the Town Clerk.

RESOLUTION NO. 110

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

RESOLVED, that the Town Board approves and orders paid all vouchers for all funds listed on Abstract dated May 5, 2009, totaling \$127,272.93.

RESOLUTION NO. 111

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

RESOLVED, that the Town Board authorizes the Supervisor to sign agreement with Aflac for elective insurance payroll deductions for Town employees, subject to review and approval of the Town Attorney.

RESOLUTION NO. 112

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

WHEREAS, the New York State Department of State (DOS) has awarded a grant to the Town of Halfmoon for the Crescent Trail Extension Feasibility Study project, and

WHEREAS, a public process for Request of Expressions of Interest (REI) was conducted to solicit qualified professional planning, design, and engineering firms, and

WHEREAS, the Selection Committee for the REI process rated Clough, Harbour and Associates as the most qualified firm to meet the project needs based on their qualifications submitted for review and consideration,

NOW, THEREFORE BE IT RESOLVED that the Town Board authorizes the Town Supervisor, with review and approval from the Town Attorney and DOS, to negotiate and execute the contract with Clough, Harbour and Associates as the planning, design and engineering consultant.

RESOLUTION NO. 113

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

WHEREAS, Integrys Energy Services of New York, Inc. is a New York Independent System Operator, market participant and is approved as a Responsible Interface Party, in New York State, and

WHEREAS, the Water Department electric generators have the capacity to energize the full functioning of the Water Plant,

NOW THEREFORE BE IT BE RESOLVED that the Town Board authorizes the Supervisor to enter into a contract with Integrys Energy for the purchase and sale of unforced capacity.

RESOLUTION NO. 114

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

WHEREAS, the New York State Quadricentennial Commission has designated the Town of Halfmoon as an Explore NY 400 Community, and

WHEREAS, the Saratoga County Board of Supervisors has created the Explore! Saratoga County, Municipality Grant Program,

THEREFORE BE IT RESOLVED, that the Town Board authorizes the Town Supervisor to execute an Explore! Saratoga County, Municipality Grant Agreement with the County of Saratoga in the amount not to exceed \$250.

RESOLUTION NO. 115

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

WHEREAS, the New York State Environmental Facilities Corporation, has created the Green Innovation Grant Program, and

WHEREAS, the Town of Halfmoon Water Department can realize energy and water savings through the installation of automated meter reading systems, and

WHEREAS, the Green Innovation Grant Program will fund the installation of automated meter reading systems,

THEREFORE BE IT RESOLVED, that the Town Board authorizes the Town Supervisor to submit a Green Innovation Grant application to the Environmental Facilities Corporation in the amount not to exceed \$885,000.

RESOLUTION NO. 116

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

WHEREAS, the Mechanicville City School District has requested the use of two Town of Halfmoon voting machines for their May 19th School Budget vote, it is therefore

RESOLVED, that the Town Board authorizes loaning two mechanical voting machines to the School District.

RESOLUTION NO. 117

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

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

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.

Debit: Estimated Revenues 25-510 \$5,373.14
Subsidiary: 25-4-2189 Home & Community Services \$5,373.14
Credit: Appropriations 25-960 \$5,373.14
Subsidiary: 25-5-1440.40 Engineering Contractors Inspections \$5,373.14

Information Only: The above was derived from the following breakdown of charges to be paid on the May Abstract for engineering and related fees:

NAME	AMOUNT
Temple Baptist Church	\$473.50
Swatling Falls PDD	264.00
Plant Road PDD	134.00
Halfmoon Village/Yacht Club	551.00
Cellco-Verizon Wireless (Hutchins)	3,950.64
TOTAL	\$5,373.14

A resolution is needed to appropriate the contribution from John & AnneMarie Pingelski, Hillcrest Volunteer Fire Dept and Steve Watts made to the Character Counts Program for the summer recreation program for youths to attend summer camp as follows:

DEBIT: Estimated Revenues 10-510 \$600
Subsidiary: Community Gift Contributions 10-4-2705 - \$600
CREDIT: Appropriations 10-960 \$600
Subsidiary: Character Counts – Contractual 10-5-7989.4 - \$600

Transfers from Appropriations:

From Account	To Account	Amount	Reason
10-5-1910.40 Unallocated Insurance	10-5-1420.41 Attorney Legal Fees	\$7,800	Transfer of appropriations needed to cover legal expenses for Hudson River Dredging

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

Dorothy Lavigne, Church Hill Road, asked for a brief update regarding the water situation with the EPA now that the dredging is to be initiated.

Supervisor Wormuth stated currently we are in the process trying to firm up the language in the agreement with Troy to purchase water from them. She stated DOH and EPA are doing tested on the line

that was installed. She stated we are actually running Troy water right now, EPA is paying for it so we can make sure the pipe and all the valves work as designed. She stated it is our intention that it will be up and running before they dredging and we will be on Troy water, getting water from Troy whenever they are dredging. She stated EPA has not agreed to pay for the differential cost from what we can produce water for and what it will cost us to purchase it from Troy. She stated it is a hard number to pin down because of the on going negotiations but we are working on it and our thoughts are that people's health and safety are more important than worrying about the dollars. She stated we are currently in injunctive action as well as looking for monetary relief through the Court system in suing EPA and GE to compel them to pay for any additional costs we will incur but results will probably not be known for years. She stated currently we are running Troy water in our system as a test to make sure it works and DOH has signed off on that and it meets all the requirements and anything they are dredging we will not have river water in our system.

Bea Mooney asked the status on the apartments for the seniors. She stated reasonable apartments for senior's is needed.

Supervisor Wormuth stated we have a couple of projects that have come before the Board and she thinks the one being referred to is Falcon Trace. She stated rezoning would be required based on apartments being put on land that isn't zoned for them and, has come before this board and referred to the Planning Board which will make a recommendation back to the Town Board on whether or not that zone change is beneficial. She stated the engineers will issue a comment letter and the Planning Board will give the applicant time to respond to those comments and when they feel they have enough information they will make a referral back to the Town Board which would create the legislation if there was enough support for it to allow it to happen.

Motion by Councilwoman Parker seconded by Councilman Hayner the meeting was adjourned at 2:39 pm.

Respectfully submitted,

Mary J. Pearson
Town Clerk

5/5/2009