

The May 20, 2008 regular meeting of the Town Board of the Town of Halfmoon was called to order at 7:00 pm by Supervisor Wormuth in the A. James Bold Meeting Room at the New Town Hall with the following members present:

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

Craig A. Hayner, Councilman - absent

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.

Councilman Polak stated that Eagle Scout, Stephen Smith is not present tonight; therefore, the presentation of his resolution will be held at the next meeting.

Dean Taylor, Leadership Saratoga Program, provided a presentation on this program. He stated they extend an invitation to individuals committed to a better tomorrow and involved in leadership roles in Saratoga County. He stated it is a virtual roadmap of how to get involved or enhance or advance your involvement in the County. He stated he passed out a brochure and a list of some of the people involved in the County but left off is Marvin Leroy who graduated from the program. He stated it starts out as a selection process and it is very difficult. He stated a typical class is 25 people and then there is a retreat where everybody goes and learns team building skills and is a good exercise to learn how to work with others on Boards and different not-for-profits. He stated then they go through a once a month sample of some of the things they hope to be involved in. He stated they actually role-play what it is like to do and is a helpful thing to do. He stated a lot of the Towns and corporations have sent people in and there is a lot from the northern and mid end and the south is under represented. He stated people who have gone through the program are better refined and better able to articulate and solve things in a non-adversarial way. He stated he would like each member of the Board to think of somebody who might be a good candidate for this year's class. He stated the selection process starts in early June and believes it is a great investment for the Town and they offer financial assistance for those who cannot afford the \$995 tuition. He stated a lot of Towns and companies do pay for the employees to go to these programs and if you pay for you get the better end of the deal because you have to put a lot of effort and work in it. He stated you can't just breeze through this program and is one of the toughest things he has ever done.

Mike Daugherty, CAPTAIN, Executive Director, stated he is here to say thank you on behalf of CAPTAIN Board of Directors and the individuals they serve. He stated each year the town board appropriates a sum of money to support the programs and services and they could not do what they do without our support. He stated he has been doing this for 25 years and can say with confidence that few not-for-profits enjoy the relationship that CAPTAIN has with the residents and the Board of the Town of Halfmoon. He stated he has their annual report and read the cover letter. He stated by way of thanks, the cover page of their newsletter is an expression of gratitude to the Town of Halfmoon and presented each Board member with a After Prom tee shirt.

Supervisor Wormuth stated on behalf of the Board they certainly appreciate all the work CAPTAIN does in the community and she has the honor of speaking at their volunteer's dinner and it was a wonderful time to see all of the volunteers who give of themselves everyday for our community and makes the financial contributions seem small.

At 7:12 Supervisor Wormuth opened the public hearing for the New Town Family Park to Increase Maximum Amount Expended. No one wished the notice of public hearing read.

Attorney Murphy stated they are requesting that the Board enter a resolution allowing for an increase in capital project for the Town Family Park in the not to exceed amount of \$2 million. She stated that would make the total for the expenditure between the Town Hall and the Town Park approximately \$15.6 million. She stated the increase would be funded by the recreation

account in the not to amount of \$600,000 and in the not to exceed amount of \$1.4 million from the General Fund un appropriated fund balance. She stated any funds not expended towards the completion of the Town Park would be returned to those funds and would require no additional bonding on behalf of the Town and requires no additional indebtedness be incurred by the Town. She stated the basis for the increase in expenditures has to with the delays that were unanticipated in receipt of the Army Corp permit and also the increase in prices for all the supplies needed together with gasoline expenses, etc. that have arisen.

There being no questions or comments from the public the Supervisor closed the public hearing at 7:13 pm.

RESOLUTION NO. 105

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

WHEREAS, the Town of Halfmoon passed a Resolution on The Capital Project Bonding for the new Town Family Park and New Town Hall and Site Improvements for the maximum amount to be expended; and

WHEREAS, the Resolution approved bonding in the sum of \$11,861.00; and

WHEREAS, the Town Board increased the authorized spending after a public hearing to \$13,061,400; and

WHEREAS, the bids have been let for the Town Park; and

WHEREAS, the bids have exceeded the amount that was contained in the original estimate; and

WHEREAS, the Town has monies in the Recreation Account and in the General Fund Unappropriated Fund Balance that will be sufficient to cover the increased cost; and

WHEREAS, the Town will expend in the not to exceed amount of six hundred thousand dollars from the Recreation Account and one million four hundred thousand dollars from the General Fund Unappropriated Fund Balance; and

WHEREAS, the Town has scheduled and conducted a Public Hearing on the proposed increase in the Capital Amount to be expended for the two (2) projects for Tuesday, May 20, 2008; and

WHEREAS, the Town Board believes that it is in the best interest of the Town to provide for an increased Capital Amount that will take into consideration the lapse of time and the delay in bidding and the increased costs occasioned by recent spikes in fuel costs, labor and material costs; and

WHEREAS, the Engineers and Architects have reviewed the proposed increase and have recommended that the Town increase the maximum amount to be expended to cover contingencies and additional costs; and

WHEREAS, the Town Board believes it is in the best interest of the Town and proper Planning for the Town to provide for a Town Hall and recreation facilities that will be sufficient for the near future; and

WHEREAS, the appropriation of funds from the Recreation Account and the General Fund Unappropriated Fund Balance will not increase the bonding nor the debt retirement costs for the project,

NOW THEREFORE, BE IT AGREED AS FOLLOWS:

1. That the Capital Amount to be expended for the Town Hall and Town Recreation Project, be and the same hereby is, increased to the not to exceed amount of \$15,061,400.00.
2. That the increase will be paid for from the Recreation Account and the General Fund Unappropriated Fund balance and there will be no additional new debt created for the Capital Project.
3. That the prior Resolutions of Approval and Bonding Resolutions are hereby ratified and confirmed and as ratified and confirmed, affirmed.
4. That this Resolution shall take effect immediately and the appropriate transfer of funds will be completed as needed for project costs.
5. That in the event that the contingency is not exceeded and there are funds left over from the Unappropriated Fund Balance and Recreation Account, the unexpended funds shall be returned to the General Fund Unappropriated Fund Balance and the Recreation Account to be appropriately disbursed by the Board at the time the project is closed out and there is a determination that there is not a necessity to use the excess unappropriated fund balance.

The Supervisor opened the public hearing for the Old Werner Road closure at 7:16 pm. No one wished the notice read.

Mike Bianchino, Engineer, Clough Harbour & Associates, provided information on the background history. He stated for many years the Town has looked at this area of Route 146 and the old intersections that exist in this area and has been identified as a concern for public safety. He stated the first step in creating an improvement in that area was when the NYSEG PDD was approved that project realigned Werner Road to where it currently is next to the old SAAB dealership. He stated that realignment improved the site distance and made access on and off 146 much safer. He stated in November and December 2002 the Town put in two funding applications to the CDTC for studies or improvements of which the closing of Fellows Road was included in that application on the south side of 146 and was all part of improving safety in this area. He stated the application that went in for funding included a cul de sac on Fellows Road and the closing of the two curb cuts. He stated in 2003 the Town adopted the revised Comprehensive Plan that included a recommendation for access management along this area of 146 limiting access with an eye toward identifying locations for future signals in that area. He stated everybody is aware that 146 is very heavily traveled and is a pass through route from different areas. He stated in January 2006 as a follow up to a recommendation in the Comp Plan a Halfmoon Center study area was looked at as part of the Comp Plan and included discussion of the elimination of some curb cuts on Route 146. He stated based on these discussions there were two choices to make improvements in the area. He stated one was to create a Capital Project to make highway improvements, however, there were many other higher priorities that the Town had to deal with and in light of limited funds those higher priorities took precedence. He stated they looked for the improvements to be completed as part of other projects that were proposed in the immediate area to help mitigate impacts of those projects. He stated the first opportunity was the Fellows Road PDD on the south side of 146 and that project is under construction and includes apartments and town homes and includes closing of the two north ends of Fellows Road and alternative access to Fellows Road. He stated the developer has included a right of way for future access to the south side of 146 from Fellows Road so that in the future they will have access to the existing Werner Road intersection is on 146 and includes a realignment of the easterly Fellows Road intersection to an area where the site distance is much improved. He stated those plans are under design and should be completed this year. He stated the second step is the closure of old Werner Road on the north side of 146. He stated the Town received an application for a subdivision called Stonecrest Preserve and is proposed between Werner Road and Vosburg Road and, as part of that project the applicant had proposed to pay additional mitigation fees that could be used by the Town for highway purposes to help mitigate the impacts of the project. He stated those improvements were identified in the general area. He stated the fees proposed by the applicant for this project appear to be adequate to allow us to implement the closure of Old Werner Road. He stated the applicant has chosen to complete the construction rather than paying the fees and is a preferred alternative. He indicated on the map the existing conditions of Old Werner Road and detailed the problems and stated to improve it is the creation of a turn around at the end of Werner Road and a losing off of 146. He stated this plan has been reviewed by the planning board the Shenendehowa School District transportation department who has signed off on the proposal and also has been endorsed by Halfmoon Clifton Park Emergency Corp, the Town highway department, Clough Harbour as the Towns engineers has reviewed this in conjunction with the Planning Board and they have approved it for implementation. He stated they feel it will improve the safety in the area, eliminate an intersection with poor site distance and will divert traffic to the existing Werner Road intersection which has very good site distance and they anticipate a traffic signal will be located at the new Werner Road intersection.

Supervisor Wormuth stated, as listed in the correspondence, a letter was received from the Clifton Park-Halfmoon Fire District No. 1 Chief Van Chance with their comments and it has been incorporated into this.

Councilman Polak asked if the improvements at the other intersection could be explained.

Mr. Bianchino stated the New Werner Road intersection is also proposed to be improved as part of this project and will include the installation of a right turn lane so there will be two existing lanes on south bound Werner Road when you get to 146 and will allow right and left turns and will help ease back ups.

Mike Dudick, 377 Route 146, stated he has talked to the Board and the Attorney about some concerns and asked about the water runoff and if it will be diverted by the berm and run into his property. He stated he knows they will take this into consideration also the height of foliage because the parking lot to his office he wouldn't want someone on 146 to have no idea and the highlight of the shrubbery could be lower so people can see the parking lot behind the building. He stated access to get to his office would be New Werner Road, where the SAAB building is and he would like to recommend to the Town Board the possibility of not calling it Old Werner

Road anymore to make it easier to locate on maps. He asked if there is a time frame expectation for the project to start and finish.

Supervisor Wormuth stated at this point there is no definite timeframe determined and they will need to look at the budgetary impacts and also tie in with the approval for PDD Stone Crest development is tied to this.

Mr. Dudick stated when he bought the property there was discussion about closing off a part of Fellows Road and asked if it is still happening.

Mr. Bianchino stated it is still being planned and was part of the PDD application for the Fellows Road PDD and a concept was presented that showed a realignment of Fellows farther to the east and the closure and right of way to the west that would allow access to Werner Road at 146. He stated the final design plans are on their way and will be reviewed. He stated it is tied to the Fellows Road PDD.

Laura Perrault, 5 Werner Road, stated she very much supports this. She asked if this would have any effect on having the road plowed.

Supervisor Wormuth stated it would still be maintained including this area by the Town highway.

Ms. Perrault asked if this would take space off his property or affect the property line.

Mr. Bianchino stated it will not affect the property line and indicated on the map where the edge of the parking lot is.

There being no further questions or comments the Supervisor closed the hearing at 7:32 pm.

Councilman Polak stated he would like to thank the residents and Mr. Dudick for all the cooperation working with the highway and the engineers to all come to agreement. He stated for years the Town has been trying to get these intersections someplace else because of the steep grades, rock cuts, slopes and site distances there and finally by the end of the year it should be conquered. He stated they have a commitment from the developer that he will make these improvements prior to the first CO on the site, which will help with new traffic adding to the road

RESOLUTION NO. 106

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

WHEREAS, John Pingelski, Superintendent of Highways in the Town of Halfmoon has duly certified in writing that the portion of Werner Road commonly referred to as “Old Werner Road” at the intersection of State Route 146, an improved street in the Town of Halfmoon, is no longer necessary or useful for public purposes, and creates a substantial risk to the safety, health and welfare of the citizens of the Town of Halfmoon, and should be closed; and

WHEREAS, contact has been made with local schools, Emergency Services providers, law enforcement, and utility providers, and none have objected to the closure of the access from Route 146 to Old Werner Road; and

WHEREAS, the owners of all the abutting land and all interested parties were provided an opportunity to be heard at a Public Meeting held at the Town Hall of the Town of Halfmoon on May 20, 2008, and did not object to a closure of the access from Old Werner Road to State Route 146; and

WHEREAS, such closure is proper and will not cause injustice or hardship to the owners or occupants of any lands adjoining said highway or the public or residents of the Town of Halfmoon,

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. That the portion of Old Werner Road at the intersection of State Route 146, being an improved street, be, and the same hereby is, closed at the request of John Pingelski, Superintendent of Highways in the Town of Halfmoon, subject to a permanent easement to the Town of Halfmoon.

2. That the official highway map of the Town of Halfmoon shall be modified to reflect the closure of the access from State Route 146 to Old Werner Road.

3. That a copy of this Resolution be sent to the County Superintendent of Highways, for his approval and consent.

REPORTS OF BOARD MEMBERS AND TOWN ATTORNEY

Councilman Hotaling reported that the summer camp program had signups and they noticed a drastic increase in the amount of children signed up. He stated last year at this time they had 341 signed up and this year there are 439. He stated there is also a high increase in the scholarship program, last year there were 23 kids this year they have 39 applicants.

Attorney Murphy reported that she would to ask the Board to pass a resolution to approve the changes to the Employee Policy & Procedure Manual. She stated they have all been provided the changes for quite some time and is basically housekeeping issues.

RESOLUTION NO. 107

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

RESOLVED, that the Town Board approves the changes to the Employee Policy which are housekeeping issues, and as accepted in the Town of Halfmoon Employee Handbook, dated May 20, 2008.

Councilwoman Parker reported that he first registration for the recreation program had parents sitting outside the building at 6:30 in the morning and at 8:30 there were 75 people waiting. She congratulated the rec program for doing such a wonderful job and the publicity and making sure the children are well taken care of in the summertime.

She stated mosquito dunks are available for residents in the Town Clerks office.

The Supervisor opened public privilege for discussion of agenda topics.

Rosemarie Wysocki, Farm to Market Road, stated she knows the Town Board doesn't make site plan decision but makes recommendations to the Planning Board. She stated No. 3 Correspondence concerns Arlington Heights and Mr. Belmonte would be adding houses. She stated on his Tribley parcel he has built his storm water detention basins and the 30-foot buffer in the PDD legislation for the first part was unfortunately not continued to the next piece. She stated at the public hearing she had concern about the lay of the play and asked how the storm water would be keep off the Ruchlicki property. She stated he was told it could be piped or swale said the grate could be clogged. She stated there is a spillway like the elevation of the grid and it points directly to Helen Ruchlicki's property. She did not give him permission to send his overflow of storm water to her property. She stated recently there was a small rainstorm and the basement was filled and she sees no reason he couldn't direct the water on his property. She stated she is asking the Board to please make a recommendation to the Planning Board that the storm water management plan be corrected

Supervisor Wormuth stated tonight is the first time the Board will hear this application this evening and she is not sure the Board will make a recommendation but if they do they can include comments from this meeting. She stated it is the practice of the Town Board and the Planning Board to meet the DEC requirements requiring all storm water to be managed on the property being developed and not carry over. She stated they would be extra vigilant in looking at that.

Councilman Polak reported that the Town lost a dear friend and colleague this week, Gerald Morris passed away and he was laid to rest on Saturday and, asks that he be keep in our hearts and prayers this week.

Supervisor Wormuth stated the Board recognizes that Mr. DeVoe be allowed to speak following No. 4 on the agenda and sat that point his comments will be better understood at that point.

DEPARTMENT REPORTS- month of April

1. Town Clerk

Total fees remitted to the Supervisor:

\$5,022.73

Filed.

CORRESPONDENCE

1. Received from Town Zoning Board of Appeals notification of denial of application by R.J. Valente, 118 Button Road to change a three bay garage to a four bay garage as based on

determination that proposed use would have an adverse effect on the physical or environmental conditions in the neighborhood.

2. Received letter from Clifton Park & Halfmoon Emergency Corps stating they reviewed plans for the closure of Old Werner Road and they are in agreement and support the Town's plan to close the intersection as it poses a significant safety concern and, make improvements to the Werner Road intersection.

3. Received May 8th, 2008, from EDP Environmental Design Partnership, Arlington Heights, Phase II, PDD Amendment, for 15 buildings containing 30 twin homes and one single-family unit on Farm-to-Market Road.

Gordon Nicholson, Landscape Architect Environmental Design Partnership, representing Legacy Builders, which is a holding company of Belmonte Builders. He stated they were involved in the original approvals for Arlington Heights, Phase I in 2006. He stated it was approximately 44 housing units and is under construction and later in 2006 Legacy Builders purchased the rear portion of the Tribley parcel and received subdivision approval on approximately 28 acres from the Planning Board and, at that time discussed the intention for the Arlington Heights subdivision. He stated Arlington Heights provided access, on site sanitary waste disposal system and a water supply system were designed to accommodate the rear portion and the front part was specifically subdivided off to retain the original farm character along Farm to Market Road. He stated the zoning in the area is AR and they are proposing 30-twin homes or duplex and each half will be sold. He stated the density is in conformance with the Northern GEIS Findings Statement and water service will be extended in from Phase I of Arlington Heights and storm water will be managed on site. He stated they will discuss storm water management concerns and correct any issues or address any concerns with the original design approved by the Planning Board. He stated, for the record that design was designed in accordance with all NYS standards for storm water management. He stated the buffer strip mentioned he believes can be extended along the rear property line. He stated at this time they have not proposed any community benefit and they would like to urge the Town Board to work with them so they can put the package together to benefit the immediate vicinity or another location in the Town that the Town Board feels appropriate. He stated they have not performed any traffic studies at this point but expect to do that if and when they get to the Planning Board.

Councilman Hotaling asked how big are they planning the lots in square footage per unit.

Mr. Nicholson stated at this point there is no defined minimal lot size

Supervisor Wormuth asked if a standard subdivision was proposed, excluding roads and any wetlands would it be an increase in numbers relative to what would fit.

Mr. Nicholson indicated the area that is approximately 16 acres of land and the density represented in that area is not to exceed 2 units per acre of buildable land area any they could provide the number.

Supervisor Wormuth stated the Board has two options, they can have the applicant come back after they have time to review this and received the information requested this event or refer it to Planning.

Councilman Polak stated he would like more time to review. The Supervisor commented that they would have them come back in the near future.

4. Received May 8th, 2008, from EDP Environmental Design Partnership, Plant Road PDD, Revised Application, for 150 town home units and senior condominiums, on Plant Road.

Supervisor Wormuth stated this was before the Board earlier the applicant has made adjustments based on comments reviewed by the Board before.

Mr. Nicholson stated they were here May 15, 2007 and, at that time the Town Board concerns were about density and pedestrian safety along Plant Road, a buffer stripe a buffer to land south, the DeVoe property, traffic, and the public benefit. He stated the original application was for 190 units and they have eliminated 40 units and are now proposing 150 unit of which 110 units on the west side of Plant Road are going to be town homes style units on lots for sale and 40 Senior condo units on a private road that is owned and maintained by a Home Owners Association for active adults 55 years and old. He stated they are proposing 4 units per building and Town roads on the west side. He stated with respect to the pedestrian safety question they

are proposing a multi use path for the southern property line north along Plant Road to the northern property line and a cross walk connection at the main site entrance so the active adults can get from one side to the other; they are proposing signage at both ends of the project warning of a pedestrian cross walk plus internal pedestrian circulation and a pedestrian path at 100' in width which does not include the road they re showing. He stated in the original application they had units backed up to the southern property line and the Town Board expressed concern to the private property and the orchard. He stated they moved the units back on both sides of the road and they are proposing a pond with a fountain, shade tree plantings along Plant Road, and earth berms with evergreen plantings on both sides of Plant Road. He stated they are proposing a 100' buffer along the southern property line will include a 6' stockade fence from the eastern property corner to the western property corner, a buffer strip owned and maintained by the HMA and they are proposing to close the multi use path from the eastern edge to the western edge from dusk to dawn. He stated they are proposing the pedestrian system as a linkage system that the Town will; look at for cross pedestrian traffic, they have retained a traffic engineer to look at the intersections. He stated the public benefit would relate to traffic improvements on Plant Road at some time.

Councilman Polak stated he has not had a chance to review but they are certainly gaining and making headway. He asked if the waterway would be a wet pond or just a swamp.

Mr. Nicholson stated they are intending to construct a pond and put in a fountain and this is a location of a Federal wetland.

Councilwoman Parker stated a lot of people walk this road and a crosswalk for Senior Citizens to walk across the road with the speed of the traffic and the curve it is not going to be safe. She stated they will be adding 200 to 400 cars on that road and that is a huge concern.

Councilman Hotaling stated last year when they talked about Plant Road there was a lot of emphasis on the northern end and he would like to see a fair amount on the southern end also.

Mr. Nicholson stated they charged the traffic engineers to look at both the southern and northern intersections and they will look at four intersections.

The Supervisor asked if it is the Boards pleasure to have the applicant come back after the Board has had time to review the comments made. She asked if there are any other questions or information that the Board would like the applicant to provide prior to coming back to the next meeting.

Councilwoman Parker asked who they would use for the traffic study.

Mr. Nicholson stated some traffic engineers they proposing to use.

Larry DeVoe, Plant Road stated he respects Tom Devino and Gordon Nicholson and he worked with them for many years. He stated this particular project he cannot accept and can't accept anything of a residential nature next to their farm and feels he is the only active farm left in town. He stated his wife and family and his parents before him have spent their whole life putting this together so it would be an active farm for a long while to come. He stated they can accommodate commercial but the problem with their business is the noise, they spray early in the morning, run the wind machines at all hours of the night, in fact recently they ran for 12 hours to save the crop. He stated they get calls all the while and got one with the suggestion to use water and it's not only the cost but it doesn't do the job the wind machines do. He stated they spray at daylight to mitigate the drift of the spray material outside their property. He stated they cannot see where they can survive if there is any type of residence next to them and bordering them. He stated the east side is not a problem to them and the road separates them and this is a very serious situation for him and family and the indication has been for years that it would be commercial from Route 9 to Plant Road which is a normal boundary. He stated he certainly opposes it with all his ability and hopes the Town will look at it in that favor.

The Supervisor stated this is a PDD, which would require them to come back to this Board for referral to the Planning Board along with several comments as well as a recommendation from the Planning Board. She stated it is in the very early stages but much needs to be done before it moves forward.

5. Received from Ocean Blue Fish Fry & Seafood, 1661 Route 9, Halfmoon, notification of intent to renew their liquor license.

6. Received, May 14th, letter from Tom Koval regarding R. J. Valente Gravel, Inc., Button Road, read at May 6 Town Board meeting signed by Button Road residents Thomas Koval, Joseph & Michelle Decicco, Richard & Elizabeth Stewart, Robert & Deborah Schramek and Edmund & Ethlyn Galarneau.

7. Received letter from Clifton Park-Halfmoon Fire District No. 1 Chief, John Van Chance regarding the closure of Old Werner Road with safety comments.

OLD BUSINESS

RESOLUTION NO. 108

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

RESOLVED, that the Town Board awards Water Department bids, opened May 6th, to low bidders, as per their submitted bids: Ferguson Waterworks – All Mueller Brass Fittings and All American Made Brass Fittings; Ti-Sales – All Water Meters, per the review and recommendation of the Water Committee.

RESOLUTION NO. 109

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

RESOLVED, that the Town Board is authorized to increase the selling price for large water meters, 1½” to 8”, due to the increase in cost of water meters from the 2008 Meter Bids as follows:

5/8” X ¾” WITH ACCESS.....	\$350.00
¾” WITH ACCESS.....	\$380.00
1” WITH ACCESS.....	\$440.00
1 ½” WITH ACCESS.....	\$680.00
2” WITH ACCESS.....	\$810.00
4” WITH STRAINER.....	\$2,360.00
6” WITH STRAINER.....	\$4,230.00
8” WITH STRAINER.....	\$6,585.00
COMPOUND METERS	
3” WITH STRAINER.....	\$3,780.00
4” WITH STRAINER.....	\$4,550.00
6” WITH STRAINER.....	\$6,650.00
8” WITH STRAINER.....	\$7,250.00
SERVICE WORK	
FEE FOR TESTING METER.....	\$50.00
LABOR.....	\$30.00 PER HOUR
BACKHOE/OPERATOR.....	\$95.00 PER HOUR
DUMP TRUCK.....	\$75.00 PER HOUR
PARTS.....	AS PER CURRENT COSTS
*PRICES SUBJECT TO CHANGE YEARLY.	

NEW BUSINESS

RESOLUTION NO. 110

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

RESOLVED, that the Town Board approves the Supervisor’s Report for month of April 2008 as presented by the Town Supervisor.

RESOLUTION NO. 111

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

RESOLVED, that the Town Board approves minutes of the April 15th, 2008 Town Board meeting as presented by the Town Clerk

RESOLUTION NO. 112

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

RESOLVED, that the Town Board approves and orders paid all vouchers for all funds listed on Abstract dated May 20, 2008, totaling \$1,151,188.36.

RESOLUTION NO. 113

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

RESOLVED, that the Town Board appoints Lucia Smith, temporary/seasonal/part time Water Department laborer to be paid \$13.29 per hour effective June 2, 2008.

RESOLUTION NO. 114

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

RESOLVED, that the Town Board authorizes entering into agreement with Shenendehowa Central School District for use of the Arongen School for the six-week summer recreation program, subject to review and approval of the Town Attorney.

RESOLUTION NO. 115

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

RESOLVED, that the Town Board authorizes entering into agreement with Mechanicville City School District for use of the school, fields and playground for the summer recreation program, subject to review and approval of the Town Attorney.

RESOLUTION NO. 116

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

RESOLVED, that the Town Board approves the certified time sheet for payroll purposes mandating that the hours detailed on the time sheet are true and accurate to be signed and verified by the employee submitting the hours and the Department Manager.

RESOLUTION NO. 117

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

RESOLVED, that the Town Board authorizes accepting the transfer of land for Dater Farm/Millsop property as part of the Stormwater Management area.

The Supervisor stated relative to the next item that Midge Barile will be filling in and working with the Senior Express scheduling appointments and she is very glad she will be back working, as she was a good employee in the past.

RESOLUTION NO. 118

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

RESOLVED, that the Town Board appoints Margarete Barile as part-time clerk to be paid \$11.97 per hour effective immediately.

The Supervisor stated, relative to the next item, that currently these buildings pump into a temporary tank and the sewer line has been all but completed in the park and will be turned over to the County Sewer District shortly.

RESOLUTION NO. 119

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

WHEREAS, the Planned Development District located on Fellows Road was approved by the Town Board of the Town of Halfmoon as Local Law No. 8 of 2005; and

WHEREAS, the Planned Development District, as approved, permits the Town Board to modify any of the provisions of this Local Law upon request of the applicant upon such terms as the Town Board shall determine to be reasonable; and

WHEREAS, the applicant for the Fellows Road Planned Development District has requested that the local law be amended to permit temporary on-site storage of domestic sanitary effluent for the apartment building labeled Building Number 5 and Building No. 9 and Apartment No. 33, Units A, B & C on the plans entitled Halfmoon Heritage Apartments by Lansing Engineers dated May 14, 2007, for a period not to exceed sixty days from the issuance of the Army Corps permit for the placement of the sanitary sewer line through the planned municipal park pursuant to section 14 of the Fellows Road Planned Development District subject to the submission and approval of a pumping schedule to the Town Engineers; and

WHEREAS, the Town Board of the Town of Halfmoon is desirous of ensuring the health, safety and well being of the citizens of the Town of Halfmoon; and

WHEREAS, the Town Board understands that permitting a safe and reliable method for disposing of sewer promotes the health, safety, and well being of the citizens of the Town of Halfmoon; and

WHEREAS, the applicant is unable to hook into the Saratoga County Sewer District #1 until the appropriate permits are issued by the Army Corps of Engineers for the sewer line base upon the approvals that require that the sewer line run through municipal property currently designated for the municipal park; now be it hereby

RESOLVED, that the Town of Halfmoon hereby permits temporary on-site storage of domestic sanitary effluent for the apartment building labeled building 4 Heirloom Way on the plans entitled Halfmoon Heritage Apartments by Lansing Engineers dated May 14, 2007, for a period not to exceed sixty days from the issuance of the Army Corps permit for the placement of the sanitary sewer line through the planned municipal park pursuant to section 14 of the Fellows Road Planned Development District subject to the submission and approval of a pumping schedule to the Town Engineers; and it is further

RESOLVED, that all other provisions of the Fellows Road Planned Development District Local Law number 8 of 2005 shall remain in full force and effect; and it is further

RESOLVED, that the applicant must hook into the Saratoga County Sewer District #1 within sixty days of receipt of the Army Corps of Engineers permits for the municipal park.

RESOLUTION NO. 120

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

RESOLVED, that the Town Board authorizes the Supervisor to make the following Creation of Appropriations and Transfer between 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	\$25,053.67
	Subsidiary:	25-4-2189 Home & Community Services	\$25,053.67
Credit:	Appropriations	25-960	\$25,053.67
	Subsidiary:	25-5-1440.40 Engineering Contractors Inspections	\$25,053.67

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

NAME	AMOUNT
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Pointe West Subd-Insp	\$4,362.93
Pointe West Subd-Insp	301.10
Shoppes of Halfmoon	126.00
Shoppes of Halfmoon	256.00
Boni Route 146 PDD	612.00
Boni Route 146 PDD	1,657.00
Pino Comm	1,012.00
Morrissey Comm Site Plan	828.00
Rolling Hills PDD	260.00
Boyack Rd Subd	5,576.75
Harvest Church	583.25
Sandy Rock	252.69
Sheldon Hills Ph II	809.34
Architectural Glass	128.00
Arlington Heights	6,197.11
Boni PDD	1,039.00
Brookfield Place	130.00
New Country Toyota	611.50
Walgreens	256.00
Omipoint Cell Tower	55
TOTAL	\$25,053.67

Transfers Between Appropriations:

From Account	To Account	Amount	Reason
10-5-1310.40 Finance Contractual	10-5-1310.20 Finance Equipment	\$100	Transfer of appropriations needed within own budget to cover file cabinet and bookshelf

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

Tom Koval, Button Road, stated he is sure they all received his letter regarding the Valente Gravel mine and he touched on a lot of different points in the letter. He stated he understood that not everyone on the Board was aware this was going on and he wanted to bring it to light that this has been going on for a year and requests diligence in following up with all these problems. He stated Supervisor Wormuth has been keeping on top of it for the residents and would like the Board to take a ride by and see what their complaints are. He stated most of the problems are still on going a few have been resolved like late hours of operation but they are still starting early, the dust problems are still persistent, the seeding still has not been done with a half-hearted attempt at spreading some seed by hand. He stated they still have a huge dust issue on the property also the Planning Board was told that the one-bay garage was going to be removed but still exists and is being used. He stated these are on going problems and there is a lack of cooperation that Mr. Valente has shown as a neighbor to correct any of these problems.

He stated he is requesting they stay on top of it for the resident’s sake and has become a sore point in the neighborhood.

Supervisor Wormuth stated they are aware an are in receipt of his letter and they will continue tow or with Mr. Valente in order to get some resolution to these issues.

On motion by Councilwoman Parker, seconded by Councilman Polak the meeting was adjourned at 8:10 pm

Respectfully submitted,

Mary J. Pearson
Town Clerk

