

The September 19th, 2006 regular meeting of the Town Board of the town of Halfmoon was called to order by Supervisor DeCerce at 7:00 pm at the Town Hall on Harris Road with the following members present:

Kenneth J. DeCerce, Supervisor
Walter F. Polak, Councilman
A. James Bold, Councilman
Regina C. Parker, Councilwoman
Melinda A. Wormuth, Councilwoman
Lyn A. Murphy, Town Attorney
Mary J. Pearson, Town Clerk

Also present: Ed Pearson, Assessor; Steve Watts, Building & Development Administrator; Lisa Perry, Secretary to Supervisor

The Town Board Workshop was held in the Board Room at 6:15 pm; a determination was made to hold a public meeting for a budget workshop on Wednesday, September 27 at 6:00 pm at the Town Hall Board Room.

At 7:00 pm the Supervisor opened the public hearing for the Senior Citizen Sliding Scale Income Limits. No one wished that the Notice of Public Hearing be read.

Attorney Murphy stated the Assessor is present to answer questions but what is being proposed is taking our current Town Code and bringing it up to match the existing New York State statutes. She stated it will be a revision to ensure we keep up to date with the increases and exemptions as permitted in the statutes and Real Property Tax Law No. 467.

The Supervisor asked the Assessor if he wished to add anything.

The Assessor stated that the Attorney's explanation stated that the exemption already exists in the Local Law and this is a modification to bring it up to the current standard that the State allows and, pertains to town tax, school districts and the County.

There being no questions or comments the Supervisor closed the public hearing at 7:07 pm.

Councilman Bold stated he feels it is appropriate to stay in line with the State standards and not fall behind.

Attorney Murphy stated the way the Law reads instead of putting forth a chart, as was done in the past, it is worded so it mirrors the State statute so every time the State statute changes the Town will just follow.

RESOLUTION NO. 223

Offered by Councilman Polak, Seconded by Councilwoman Wormuth: Adopted by vote of Board: Ayes: DeCerce, Polak, Bold, Parker, Wormuth

RESOLVED, that the Town Board approves Local Law No. 4-2006 for the Senior Citizen exemption as follows:

Local Law No. 4-2006 Senior Citizens Exemption

Intent

The purpose of this Local Law is to grant a partial exemption from taxation to the extent permissible by section 467 of the Real Property Tax Laws of the State of New York. The Town of Halfmoon hereby recognizes the importance of ensuring that the Local Laws and Ordinances of the Town of Halfmoon are in conformance with changes made by the New York State Legislature. It is the intent of the Town Board of the Town of Halfmoon to modify section 2 of Local Law Number 1 of 1990 by adopting the language contained herein.

Graduated Maximum Exemptions

The partial Senior Citizen tax exemption limit and the graduated maximum exemption eligibility are hereby established as provided for and set forth in section 467(b)(1) of the Real Property Tax Law as further detailed and provided in schedule M of that section.

Severability.

If any clause, sentence or provision of this Local Law or the application thereof to any person or circumstance shall be adjudged by a Court of competent jurisdiction to be invalid, the invalidity thereof shall not

affect, impair or invalidate the remainder of the provisions of this local law or the application thereof to other persons and circumstances.

Effective Date

This Local Law shall take effect upon filing in the Office of the Secretary of State.

The Supervisor stated once again Dr. Oliver Robinson, Shenendehowa School Superintendent is present to provide an Information Update.

Dr. Robinson introduced the School Board members present. He stated he feels it is his responsibility to come to the towns and talk about what they are doing in the school. He stated he is providing a summary of the District Goals and Mission and the second is a much more detailed version of the goals. He stated this year like last year they have major initiatives for the sole purpose of providing the best quality education for the students. He stated they are working to implement recommendations from the Futures Committee and exploring land acquisition and they are looking in the Town of Halfmoon for a future facility for Shenendehowa School District. He stated the School District has funding possibilities available that will allow them flexibility that makes the reality of purchasing land much more sooner than later. He stated the Board is investigating the possibility of a mid-year referendum with no tax impact. He stated they are looking into how to maximize the resources available to them without undue impact on the taxpayers. He stated they know it has been of interest to the Halfmoon Town Board for years is the possibility of a school facility in Halfmoon and it is a reality they are aggressively working on. He stated they are trying to contend with the growth not only in the future but now to prepare for the growth changes. He stated they have several projects right now, the construction of the new elementary school, the middle school addition and a solution to building the swimming pool. He stated they are all positive things happening and couldn't happen without the support of the community. He stated when the Budget is prepared he would come back to speak about that

Supervisor DeCerce stated they really appreciate his update and trying to keep the taxes down and the thought process of moving forth on the new projects without increasing taxes and, stated that is what this Board is all about and they appreciate that.

Councilman Bold stated we have had representatives from the Shenendehowa District here three times and Shenendehowa represents more than 50% of the students in our Town, but it may be appropriate before more visits from the Shenendehowa representatives to have someone from the other school districts visit. He stated, relative to the comment about speaking about the School Budget, his first sense is that he is not sure a Town Board meeting is the proper forum for promoting the Budget. He stated he doesn't think they would want to be in a situation where the Town Board is perceived as supporting for or against a school budget.

Supervisor DeCerce stated it is an important point, however, any discussions he has had with Dr. Robinson its never been with that intention but they should think about that.

Dr. Robinson stated, legally, he cannot promote people to vote yes on the school budget and his role and obligation is to inform the public about what is in the budget so people can be informed voters. He stated he has the same concerns as Superintendent as a Town Board member would have. He stated he will never go anywhere to talk about the Budget to say vote yes.

Councilwoman Parker stated she agrees with Councilman Bold and feels if they wanted to have an informational meeting prior to a Town Board meeting or at the Senior Center she would definitely be for it. She stated she was very uncomfortable in the spring and a little concerned about this evening as well.

Councilwoman Wormuth stated they are dying to have a school built in Halfmoon and they appreciate the work they are doing and including the members they picked to be on that visioning committee. She stated they are doing wonderful work and look forward to continuing to hear about it as they move through it.

Dr. Robinson stated he appreciates that and there is no way the school district can do the things they need to do for this community without having a positive relationship with the Town Boards because we all influence and all have the same intent.

Councilman Polak stated he wants to thank him and the School Board members for being here because it gives them and, the Town Board the knowledge to get to know what they are all about. He stated it is important to have a working relationship.

Supervisor DeCerce stated they appreciate the work they are doing in conjunction with the Town of Halfmoon and the other towns.

Dr. Robinson thanked the Board for Dick Lee's effort and stated he has been such a tremendous asset with all his knowledge and he is a true champion for the Town of Halfmoon and provides inspiration.

REPORTS OF BOARD MEMBERS AND TOWN ATTORNEY

Councilman Bold reported that he looked through the new Halfmoon Historical Society 2007 calendar and there is a wealth of information in the calendar and the Historical group worked hard and there is good information in it and would encourage everyone to obtain one of these calendars.

He reported he wanted to be sure everyone is aware that the ground-breaking ceremony will be held on Tuesday, September 26th at 10:30 am for the new Town Hall. He stated everyone is invited.

Councilwoman Parker reported she wanted to thank Teri DiSarno and her committee for a wonderful 5th anniversary 9-11 Remembrance Day as well as the emergency services and the NYS National Guard.

Supervisor DeCerce stated, in addition, Nate Shakerly represented Saratoga County as well as Tom Bogden who went to New York City representing Saratoga County. He stated they both were part of the group that helped to clean up the 9-11 tragedy.

Councilman Polak reported that Hazardous Waste Day is 9/30 and it was necessary to submit the applications by 9/15 to qualify.

He stated Fall clean up will be 9/26-29- 30 and October 3-6-7 during the regular transfer station hours.

Supervisor DeCerce reported that a vehicle was recently purchased for the Seniors and he didn't realize we were going to get \$22,000 from the County.

The Supervisor opened public privilege for discussion of agenda topics.

Henrietta O'Grady, Church Hill Road, stated, relative to Agenda items No. 10 and No. 6, she supports No. 10 to install a canal trail in the Water Source Improvement project and finds that the expenditure is consistent with the Trails Master Plan and the Town's Comprehensive Plan and feels it is an appropriate time to combine the two projects. She stated the Trails Advisory Team also supports it. She stated they also support item No. 6 and it is a means to accomplish a project of that type for the public and thanked the Board.

The Supervisor stated regarding item No. 10, it seems really appropriate that when digging up and putting a pipe in and fill in back in with a strong possibility to put a trail in they should do it correctly.

DEPARTMENT REPORTS – month of August

1. Town Clerk

Total fees remitted to the Supervisor - \$ 6,470.22
Filed.

2. Town Justice Tollisen

Total Cases - 379 Total fees remitted to the Supervisor - \$45,125.00
Filed.

OLD BUSINESS

Councilman Bold stated, relative to the next item, that he apologizes for not being able to provide an explanation at the last meeting on this. He stated this is a mower that has already been replaced this spring out of the 2006 Budget and, at the time there was another mower that was out for repairs so the Parks crew, instead of moving directly into offering this for sale, retained it.

RESOLUTION NO. 224

Offered by Councilwoman Wormuth, Seconded by Councilman Polak: Adopted by vote of the Board: Ayes: DeCerce, Polak, Bold, Parker, Wormuth

RESOLVED, that the Town Board removes the following action from the table, and further

RESOLVED, that the Town Board authorizes letting bids for the sale of the Parks Department 1999 Ex-Mark Lazer Z – Zero Turn Riding Mower, to be opened October 3, 2006 at 7:00 pm.

Councilman Bold reported on the next item, stating this is a part of the water line installation along the Canal and, is the area we will be crossing the historic stone works and, this bridge design was reviewed and approved by SHPPO and is now ready to go out to bid.

RESOLUTION NO. 225

Offered by Councilwoman Parker, Seconded by Councilwoman Wormuth: Adopted by vote of Board: Ayes: DeCerce, Polak, Bold, Parker, Wormuth

RESOLVED, that the Town Board authorizes letting bids for planning and design of a bridge superstructure and abutment retrofit along the Old Champlain Canal, to be opened October 11, 2006 at 11:00 am.

3. Report on Colonial Green Drainage

Supervisor DeCerce asked Clough Harbour engineer, Mike Bianchino, to provide this report. He stated at the last meeting residents were present and discussed the situation.

Mr. Bianchino stated after the last Town Board meeting they set a meeting for Wednesday and met with representatives from the Highway department and Dick Lee, Councilman Polak and the Town Attorney. He stated they talked about collecting the information and walked through the recollections. He stated this past Monday morning they met in the field and walked the site with the highway department and they identified several areas where the old drainage structures and piping. He stated the limited piping that was installed is quite old and there have been several failures over the past several years and sink holes. He stated from the highway departments standpoint the road has created an on-going maintenance problem and also a highway safety hazard. He stated, in addition, there are several areas where there are substandard structures and drainage piping. He stated they are in the process now of putting together a report however, there is very limited mapping available for the subdivision and they started out with aerial photographs and walking with the highway department. He stated they will do a summary report of the areas to be improved and, include a budgetary cost estimate including all costs for design work and survey and construction costs. He stated the drainage would have to be put out to bid and they will identify any documents needed to put out to bid. He stated they are hoping to have a draft completed by the end of this week so they can understand the magnitude of the work.

Councilman Bold asked if we will need additional easements.

Mr. Bianchino stated it is possible because of the lack of good mapping they are dealing mostly with aerial photographs and they are trying to track down any subdivision mapping. He stated they will research at the County and the Town offices and will include that as part of the survey costs.

Supervisor DeCerce stated it isn't just a problem with the drainage system but has caused some other problems.

Mr. Bianchino stated the system has deteriorated over the years, joints have pulled apart, soils washing soils in the tops of the pipes, soil going downstream creating sink holes along the roadway.

Councilwoman Parker asked if the group of residents who were present at the last meeting have been contacted.

Supervisor DeCerce stated he contacted them. He stated he was told there were several residents who accompanied the site walk.

Councilman Bold stated if this work is completed he presumes the water will be moved out of there more quickly during the storms and raises the question of downstream flooding and asked if there preliminary look will include some form of water retention.

Mr. Bianchino stated the draft they put together will not include that analysis but it will identify that the analysis will be done. He stated they need to look downstream to see what the next culverts and find out what the impact is of the additional flow. He stated there are a couple of areas where culverts were increased because there was flooding behind it and all that did was push the water further down and create another problem somewhere else. He stated they will look at the west side of Woodin Road to see where the water is coming from and the impact.

RESOLUTION NO. 226

RESOLVED, that the Town Board approves the Supervisor's Report for the month of August 2006 as presented.

Offered by Councilwoman Parker, Seconded by Councilman Polak: Adopted by vote of Board:
Ayes: DeCerce, Polak, Bold, Parker, Wormuth

RESOLUTION NO. 228

RESOLVED, that the Town Board approves and orders paid all vouchers for all funds listed on Abstract dated September 19, 2006, totaling: \$2,204,566.29.

Attorney Murphy stated to change the Policy Manual is more extensive than having the Board vote on it tonight.

Councilman Polak stated he likes it this way and likes to know whose getting a phone and be part of the decision.

Councilman Bold asked for an explanation on why it is needed..

The Supervisor stated that he works predominately after hours at the Senior Center and, there are times when we need to get to Brian when certain things need to be done.

[illegible]

RESOLVED, that the Town Board approves part-time Cleaner, Brian Zusy as an authorized Town cell phone user, retroactive to September 7th, 2006

Attorney Murphy commented, relative to the next item for the agreement with Fiscal Advisors there is an annual amount of \$2500 and, the Board approved this contract in 1997.

Offered by Councilwoman Parker, Seconded by Councilman Bold: Adopted by vote of Board:
Ayes: DeCerce, Polak, Bold, Parker, Wormuth

RESOLVED, that the Town Board authorizes entering into Arbitrage Rebate Compliance Services Agreement with Fiscal Advisors & Marketing, Inc. retroactive to September 5th, 2006. and further

RESOLVED, that the Supervisor be authorized to execute said Agreement.

RESOLUTION NO. 231

Offered by Councilwoman Parker, Seconded by Councilman Polak: Adopted by vote of Board:
Ayes: DeCerce, Polak, Bold, Parker, Wormuth

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	CM510	\$29,531.45
	Subsidiary: CM2189 Home & Community Services		\$29,531.45
Credit:	Appropriations	CM960	\$29,531.45
	Subsidiary: CM1440.4 Engineering Contractors Inspections		\$29,531.45

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

NAME	AMOUNT
Beeche Light Industrial Shop	\$654.00
Lands of Jerry Paris	249.00
Abele PDD-Sheldon Hills	114.00
Clemente PDD	600.00
Adirondack Basement Systems	228.00
Arlington Heights PDD	1,959.50
Route 146 Office Bldg	895.00
Route 146 Office Bldg	751.50
Farmview Subd Ph II	10,521.40
Rolling Hills Subd Ph I	8,865.60
Farmview Subd	114.00
Sportsplex of Halfmoon	114.00
Lawrence Circle	114.00
Gaetano/Tanski	171.00
A&M Sports Complex	171.00
Ellsworth Landing	255.00
Adams Pointe PDD	333.00
Schuyler Hollow	810.00
Schuyler Hollow	120.00
Schuyler Hollow	825.00
Schuyler Hollow	240.00
Stenner Pump	900.00
Beeche Light Ind	177.00
Abele PDD Route 146	114.00
Ellsworth Landing	57.00
Precision Value & Automation	178.45
Total	\$29,531.45

Transfers Between Appropriations:

From Account	To Account	Amount	Reason
DA9710.70 Serial Bonds Interest	DA9060.80 Employee Benefits Medical	\$20,000	Transfer of appropriations needed within own budget to cover expenses thru year end
AO8020.40 Planning Contractual	AO8020.20 Planning Equipment	\$50	Transfer of appropriations needed within own budget to purchase a cassette recorder/transcriber
AO8810.10 Cemeteries Personal Services	AO7110.20 Parks Equipment	\$7,500	Transfer of appropriations needed to purchase a Skidsteer for the Parks Department

From Account	To Account	Amount	Reason
AO8810.20 Cemeteries Equipment	AO7110.20 Parks Equipment	\$1,000	Transfer of appropriations needed to purchase a Skidsteer for the Parks Department
AO8810.40 Cemeteries Contractual	AO7110.20 Parks Equipment	\$1,000	Transfer of appropriations needed to purchase a Skidsteer for the Parks Department
AO7110.10	AO7110.20	\$3,000	Transfer of appropriations needed to

Parks Personal Services	Parks Equipment		purchase a Skidsteer for the Parks Department
FO9950.92 Debt Service Zone 2 – Transfer To Capital Reserve	FO8310.20 Administration Equipment	\$51,000	Transfer of appropriations needed within own budget to purchase a Komatsu WA65-5 Base Machine Wheel Loader on Federal contract price

Councilwoman Parker, stated, relative to the next item, it is very important to encourage people with disabilities to get out and interact with the world and maybe have some enjoyment.

Councilman Bold stated it is an ideal setup at this spot and would include an improvement of an access path to get to the dock area and the proper protective barriers for safety purposes.

Supervisor DeCerce stated that Rodney Priddle came to them and suggested this would be a good idea and would like to take this responsibility on. He has been working with the Town to try to put this package together and, should be credited for all the work to make it happen.

RESOLUTION NO. 232

Offered by Councilwoman Parker, Seconded by Councilman Bold: Adopted by vote of Board: Ayes: DeCerce, Polak, Bold, Parker, Wormuth

RESOLVED, that the Town Board authorizes the Town to submit an application to the Capital District Transportation Committee for a Spot Improvement Grant in the amount of \$50,000 to provide a fishing access trail for physically challenged individuals at the Mohawk River, Terminal Road at Crescent Bridge and, further

RESOLVED, that the Town Board authorize the Supervisor to execute the Grant application.

Councilman Bold stated, relative to the next item, this is not part of the Water Source Improvement Project but is part of our on-going program. He stated in the first phase of the water improvement project there were certain wetland mitigations and an agreement whereby we will do the monitoring and maintenance required and this is in compliance with the agreement.

RESOLUTION NO. 233

Offered by Councilwoman Wormuth, Seconded by Councilman Bold: Adopted by vote of Board: Ayes: DeCerce, Bold, Parker, Wormuth Abstain: Polak

RESOLVED, that the Town Board approves Extra Work Authorization from Clough Harbour & Associates for groundwater monitoring services in the wetland mitigation area at the Water Treatment Plant in the not to exceed amount of \$3,000

Councilwoman Parker asked, relative to the next item, if this purchase was in the 2006 budget. Councilman Bold stated the purchase was not identified in this year’s budget but the monies are budgeted. He stated the skid loader was purchased as part of the Water Source Improvement Phase I project for material handling purposes at the new water plant. He stated this piece of equipment has become inadequate to off-load materials and is not adequate to clean the sludge beds. He further explained that to let the skid loader go on trade-in would be a shame and is a beautiful piece of equipment and this is an opportunity to beef up our capability in the Parks department.

RESOLUTION NO. 234

Offered by Councilman Bold, Seconded by Councilman Polak: Adopted by vote of Board: Ayes: DeCerce, Polak, Bold, Parker, Wormuth

RESOLVED, that the Town Board authorizes the Town Water Department to purchase through Federal Supply Contract a WA65-5, Wheel Loader in the amount of \$50,277.21 and further

RESOLVED, that the Town Board authorizes the Town Water Department to sell to the Town Parks Department a 2003, 4635 Skid Loader with accessories in the amount of \$13,000.

Councilman Bold reported on the next item stating that periodically each of the filter units requires a backwash and cleaning and, in the original design there were no hose down systems. He stated the men string hoses over the sides and up the ladders and, this is not only awkward but borders on being dangerous.

RESOLUTION NO. 235

Offered by Councilman Bold, Seconded by Councilwoman Wormuth: Adopted by vote of Board: Ayes: DeCerce, Polak, Bold, Parker, Wormuth

RESOLVED, that the Town Board approves Change Order No. 1, Contract No. 4P, Lenz Hardware Inc., Phase II Water Source Improvement Project for the addition of wash down lines in the increase amount of \$11,246.56

Councilwoman Parker commented, relative to the next item, that she is under the impression that once this change order is done there may be monies coming back.

Councilman Bold stated there is a credit that will be due later in the contract however, at this point the engineers cannot put an estimate on that credit so this represents the full cost of the additional work. He stated the credit will come from deleting some of the top soil and grass seeding operations that are part of the contract. He stated this is a beautiful opportunity and fits in with the historic bridge and is a very nice cultural piece as part of the restoration work.

Councilwoman Wormuth stated they were all very pleasantly surprised at the price they can do this for since the contractor is already out there doing work

RESOLUTION NO. 236

Offered by Councilman Bold, Seconded by Councilman Polak: Adopted by vote of Board: Ayes: DeCerce, Polak, Bold, Parker, Wormuth

RESOLVED, that the Town Board approves Change Order No. 2-Contract No. 5, Thousand Oaks Inc. Phase II Water Source Improvement Project to install Canal Trail in the increase amount of \$91,976.00.

Councilman Polak stated, relative to the next item, this was discussed in the Zoning Committee meeting and is the procedure to take. He stated he hopes Behan will provide the presentation.

RESOLUTION NO. 237

Offered by Councilwoman Parker, Seconded by Councilman Polak: Adopted by vote of Board: Ayes: DeCerce, Polak, Bold, Parker, Wormuth

RESOLVED, that the Town Board sets a public hearing to make an amendment to the Town Comprehensive Plan to include "Town Center" concept, proposed to be held October 3, 2006 at 7:05 pm.

RESOLUTION NO. 238

Offered by Councilwoman Parker, Seconded by Councilman Polak: Adopted by vote of Board: Ayes: DeCerce, Polak, Bold, Parker, Wormuth

WHEREAS, the Crescent Waste Sewer Transportation Corporation, Inc. has received permission from the Department of State to operate a transportation corporation in the Town of Clifton Park; and

WHEREAS, the Crescent Waste Sewer Transportation Corporation, Inc has filed a petition requesting that they be permitted to expand their authorized service area to include an area described in Exhibit "A" attached hereto and made a part hereof ; and

WHEREAS, the Town of Halfmoon desires to contract with the Clifton Park Water Authority to provide service to the Boyack Road subdivision, 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 Town of Halfmoon recognizes that authorizing the Crescent Waste Sewer Transportation Corporation to operate in the Town of Halfmoon will permit the Corporation to apply for the extension of their Transportation Corporation Service area from the Department of State for a Certificate of Amendment pursuant to the provisions of Article 10 of the Transportation Corporation Law of the State of New York, and Section 805 of the Business Corporation Law of the State of New York; now, therefore, be it

RESOLVED, that the Town Board of the Town of Halfmoon hereby agrees to permit the Crescent Waste Sewer Corporation to apply for the extension of their Transportation Corporation Service area from the Department of State for a Certificate of Amendment pursuant to the provisions of Article 10 of the Transportation Corporation Law of the State of New York, and Section 805 of the Business Corporation Law of the State of New York, and further

RESOLVED, that the Town Board of the Town of Halfmoon hereby authorizes the Supervisor to execute the water agreement between the Town of Clifton Park and the Town of Halfmoon to provide service to the Boyack Road Subdivision

Ed Pearson, Town Assessor, stated relative to the next item that it is a continuation of an existing grant. He stated the Town of Wilton applied for the grant and the consultant had asked if the rest of the Towns and Cities in Saratoga County commit to the grant because the grant application will require updating and maintenance licensing fees. He stated it is approximately \$2500 per year to be shared by the Towns and cities in Saratoga County and Halfmoon would only need to pay its share.

Councilwoman Wormuth asked what kind of information will this provide and how will it benefit us to use it.

Mr. Pearson stated this database is for the assessors and is not public information but will gather financial information that is sensitive in order to understand what the sales of commercial properties in Saratoga County are doing.

RESOLUTION NO. 239

Offered by Councilman Bold, Seconded by Councilwoman Wormuth: Adopted by vote of Board: Ayes: DeCerce, Polak, Bold, Parker, Wormuth

RESOLVED, that the Town Board authorizes the Town to enter into a continuation of the Commercial Sales Database System utilizing the NYSORPS grant program funds to benefit the Town by offering the opportunity to access information relevant to commercial sales information in other Towns and, further

RESOLVED, that the Town Board authorize the Supervisor to execute said application.

Attorney Murphy commented on the next item, stating that this resolution is to authorize the submission of the grant and once the grant is awarded it is the intention of the Assessor to apply through ProServe for the software information that would cost \$7,009. She stated the expenditure would not go through unless or until the grant was awarded and, if not awarded she stated the Assessor would be back before the Board asking for permission to enter into a contract with ProServe.

The Assessor stated this would be for all residents use and is encouraged by New York State. He stated this grant would put the assessment roll on the internet and allow access from the residents homes. He stated if the Town is awarded the grant, following that there will be licensing fees in the approximate amount of \$2700 annually, which is a per parcel charge of 34 cents.

Councilwoman Parker stated there are other tools to do this same thing free.

RESOLUTION NO. 240

Offered by Councilwoman Wormuth, Seconded by Councilman Polak: Adopted by vote of Board: Ayes: DeCerce, Polak, Bold, Wormuth Nays: Parker

RESOLVED, that the Town Board authorizes the Town Assessor to submit a grant application for setting up a link to the Town of Halfmoon website for property owners to access information on the Assessment Roll on the Real Property System through ProServe in the grant amount of \$7,009

Councilman Bold reported on the next item explaining why it was listed as a possible action. He stated they had some questions relative to the need for this additional insurance.

Attorney Murphy stated she would ask that the resolution read “subject to the review and approval of the Town Attorney”. She stated the contractor has a similar insurance in effect with regard to this issue. She stated they feel the insurance offered through Adirondack Trust is more comprehensive and the contractor was asked to cost out their insurance. She stated until they can do cost benefit analysis they don’t want to purchase the additional insurance.

RESOLUTION NO. 241

Offered by Councilwoman Wormuth, Seconded by Councilman Polak: Adopted by vote of Board: Ayes: DeCerce, Polak, Bold, Parker, Wormuth

RESOLVED, that the Town Board approves a quote from Adirondack Trust Insurance to provide the Builders Risk Insurance for the New Town Hall from Hartford Insurance in the annual amount of \$3,835 plus 3% estimated terrorism surcharge, and further

RESOLVED, that said action be subject to the review and approval of the contractors Builders Risk Insurance by the Town Attorney.

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

Celeste Stepanowski, Hudson River Road, stated her daughter lives next to her and they are having a problem with a neighbor who has access to his property but the Town has denied him access to use the road for the heavy trucks. She stated instead he is putting a 40’ driveway between her daughter’s house and hers and right over her well and her daughters septic tank. She stated she spoke to Stephen Watts and he said he would send the engineers to check it out.

Supervisor DeCerce stated he will speak with Mr. Watts and see what progress has been made.

The Assessor stated there are some other housekeeping items that he would encourage the Board to make adjustments for exemptions. He stated currently there is a law that allows for late filing on senior exemptions past the March 1st date. He stated the current law states the third Tuesday in May is Grievance Day and that has been changed and the law might read just Grievance Day in case it is changed again. He stated he would also suggest they institute that Local Law for the Enhanced Star renewal application because the law was created prior to Star. He stated without a change some people could fall out of the program.

The Town Attorney stated she has had discussions with the Assessor regarding these issues and has prepared draft language. She stated they are in the process of Codification of several of our Town laws and, for the most part, involves officially organizing and re-numbering our current existing Laws. She stated there are some things in error and those assessment laws aren’t in compliance with what the New York State statute currently reads. She stated it is part of the package they will be receiving and they will see detailed language with regard to the changes the Assessor is talking about and will mirror making the local laws reflect what has changed in the State statute.

Mr. Pearson stated another issue causing confusion is the Veterans Exemption and, the Town levels are different than County levels and it confuses residents. He stated if the Town mirrored the County level there would not be confusion.

Supervisor DeCerce asked if we take action on this can it be attached to the County action as it takes place or do we have to change it every time.

Attorney Murphy stated the Town legislation can be created to mirror Real Property Tax Law as applied through the County of Saratoga.

There being no further business to discuss or resolve the meeting was adjourned at 8:25 pm.

Respectfully submitted,

Mary J. Pearson
Town Clerk

