

**The June 16, 2011 regular meeting of the Town Board of the Town of Halfmoon was called to order by Supervisor Wormuth at 7:02 pm in the A. James Bold Meeting Room at the New Town Hall with the following members present:**

Melinda A. Wormuth, Supervisor  
Regina C. Parker, Councilwoman  
Paul L. Hotaling, Councilman  
Craig A. Hayner, Councilman  
Lynda A. Bryan, Town Clerk  
Lyn A. Murphy, Town Attorney

Not Present: Walter F. Polak, Councilman & Matthew J. Chauvin, Deputy Attorney

**The Town Board Workshop was held in the Board Room at 6:15 pm; no action was taken. Supervisor Wormuth led the Pledge of Allegiance.**

**Supervisor Wormuth** stated that this is the rescheduled Town Board Meeting from June 15 to June 16. The meeting was moved because many of the Board members were attending another function within the County last night. This is the second meeting of the month, but it is being held on the 16th instead of the 15<sup>th</sup>, which was advertised in many places.

#### **REPORTS OF BOARD MEMBERS AND TOWN ATTORNEY**

**Councilman Hotaling** wanted to thank the whole town and the employees for coming together for the new stage. The Highway, Building, Parks, and Water departments all deserve thanks for their hard work. Next, he wanted to report that the first concert on our new stage would be held next Wednesday at 6:00 pm. There will be a Ribbon Cutting Ceremony at 5:50 before the concert.

He would also like to thank the Highway departments for the nice job they are doing fixing our roads.

**Councilwoman Parker** wanted to take this opportunity to thank John and his crew for the work that they have done on Plant Road. She said that they have been extremely professional and very good to the people that have been traveling the road, and not hold up the public too much.

**Councilman Hayner** stated that the Recreation department reported that there are 690 children signed up for the Rec Program this year. He said that these are big numbers!

He also wanted to report that the Champlain Canal Trail has received the National Recreation Trails Designation. There is also a photo contest. More information can be obtained at the Town Clerk's Office or on the Bulletin Board. They can also go to the website [www.Americantrails.org/Nationalrecreationtrails](http://www.Americantrails.org/Nationalrecreationtrails).

He gave an update saying that the Champlain Canal Trail Extension heading south to Waterford is almost complete.

**Supervisor Wormuth** opened up public privilege for discussion of agenda topics; no one had any questions or comments.

#### **DEPARTMENT REPORTS - month of May**

##### **1. Town Clerk**

Total fees submitted to the Supervisor- \$6,649.17

*Filed*

##### **2. Building**

Total Permits- 125                      Total fees submitted to the Supervisor- \$15,067

*Filed*

3. Fire Code

Total Permits- 23

Total fees submitted to the Supervisor- \$2,340

*Filed*

4. Senior Express

Total # Meals 407

Total # Riders 320

*Filed*

**CORRESPONDENCE**

1. **Received** from the Army Corps of Engineers, a letter stating that they received an application from Stephen Rousseau, for a permit for property on Route 236.

*Received & Filed*

2. **Received** from St. Peter's Hospital a letter about the Halfmoon Healthcare and Biomedical Research Campus PDD.

*Received, Filed & Print*

3. **Received** from Deanna L. Stephenson, a letter she wrote about the urgent care center sponsored by Ellis Hospital on Sitterly Road.

*Received, Filed, Printed & copied to the Town Board*

**Supervisor Wormuth** stated that the letter Mrs. Stephenson wrote was actually addressed to Supervisor Barrett and CC'd to Supervisor Wormuth. She has since attempted to contact Mrs. Stephenson by phone in order to respond to that, but at this point have been unsuccessful, but she will continue to do so.

4. **Received** from David H. Kohls, a letter stating his retirement as Court Officer as of June 30, 2011.

*Received & Filed*

5. **Received** from Falcon Trace Senior Living, LLC, Site plans, Overlay maps, and PDD Application/Narrative.

*Received & Filed*

**Supervisor Wormuth** stated that this is an amendment to Falcon Trace PDD. At our next meeting, I would assume the applicant's preference would be to do a presentation before the Board.

**Mr. Tanski** said that "Yes it would be."

**Supervisor Wormuth** said that they would look at the Board time and look at the copies that we have received and come up with any questions they may have and have a presentation at the next meeting.

6. **Received** from Boni Enterprises, LLC, the owner of property comprising the Halfmoon Healthcare and Biomedical Research Campus, a letter stating their consent to the legislative action requested of the Town Board by St. Peter's.

*Received & Filed*

**Supervisor Wormuth** stated that the legislative action was to extend the PDD, which is listed on Resolution # 6 and will get to that shortly in the meeting. We just needed owner authorization for that.

7. **Received** from the Town Planning Board resolutions approving the following: Change of Tenant and Sign for Domino's Pizza at the St. John's Plaza, 1683 Route 9 and for Sunoco of Halfmoon at 1500 Route 9, Change of Tenant for Saratoga Academy of the Arts and Sciences, 1 Halfmoon Executive Park Drive, a sign application for Adirondack Basement Systems, located at 4 Jones Road and for New

Country Porsche located at 205 Route 146, a resolution regarding the Rousseau Minor Subdivision, and regarding the Guyatte/Hicks Lot Line Adjustment – Minor Subdivision.

*Received, Filed & Print*

8. **Received** from John A. Ouimet, a letter stating his resignation from the Town of Halfmoon Planning Board effective June 28, 2011.

*Received & Filed*

## **NEW BUSINESS**

### **RESOLUTION NO. 143**

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

**RESOLVED**, that the Town Board approves and order paid all vouchers for all funds listed on Abstract dated June 16, 2011 totaling \$870,821.96

### **RESOLUTION NO. 144**

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

**RESOLVED**, that the Town Board approves the minutes of Town Board meeting of June 01, 2011 as presented.

### **RESOLUTION NO. 145**

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

**RESOLVED**, that the Town Board authorizes the Supervisor to enter into a cost per copy Agreement with Universal Office Products, 43 Broad Street, Waterford for the Town Attorney's copier a Sharp AR-M 355N, the Finance Office copier a Sharp MX-3501N and the Town Clerk's copier a Sharp AR-M277. Agreement to cover all parts, labor and supplies excluding only staples and paper at a cost of \$.07 cents per color copy/print and \$.007 cents per black and white copy/print to be billed on a monthly basis.

**Supervisor Wormuth** asked for clarification on the cost of the black/white copies.

### **RESOLUTION NO. 146**

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

**RESOLVED**, that the Town Board authorizes a change order increase to the R&J Kerr, Inc. contract in the amount of \$20,332.70 for the construction of concrete sidewalk in lieu of asphalt sidewalk at the Hudson Riverfront Park

**Supervisor Wormuth** stated that the reason for this change order was that bids came in lower than had expected. In the original design phase, one of the recommendations was to put in this type of sidewalk. They were afraid that based on the bid market, we would not come in under budget. Since those bids were in and we had money within the budget, they felt that the change order would be an enhancement to the park.

### **RESOLUTION NO. 147**

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

**RESOLVED**, that the Town Board approves the Supervisor's Report for the month of May 2011.

#### **RESOLUTION NO. 148**

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

**WHEREAS**, a proposal has been submitted for an extension of time for the commencement of construction for the Planned Development District Legislation known as Halfmoon Healthcare and Biomedical Research Campus Planned Development District, Local Law sections 166-638 – 166-652, proposing to extend for one (1) year the time period for construction, and

**WHEREAS**, an application has been received proposing to extend the period for construction for one (1) year without Public Hearing as is provided in the original Local Law section 166-652, and

**WHEREAS**, the proposal does not require a Public Hearing, and

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

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

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

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

**Supervisor Wormuth** stated the request for the extension is a 1year extension for the PDD.

**Attorney Murphy** stated that the formal resolution has it in there for a period of 1 year.

#### **RESOLUTION NO. 149**

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

**RESOLVED** that the Town Board to authorizes Clough Harbor & Associates to extend the contract for the maintenance of the GIS website applications for the Town Water Department and Assessor's Office, Extra Work Authorization No. 3, for a one year period through June 30, 2012, and to authorize the Supervisor to execute any necessary documentation associated with the extension.

#### **RESOLUTION NO. 150**

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

**RESOLVED**, to authorize the Supervisor to make the Transfer between Appropriations and Creation of Appropriations.

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

**John Pingelski**, the Highway Superintendent, wanted to thank Councilwoman Parker for her words on Plant Road as well as Fellows Road which is part of the area they are working on. He also wanted to thank the towns of Stillwater and Clifton Park. They could not have done the work with out their help.

There being no further business to discuss or resolve, on motion by Councilman Hayner and seconded by Councilwoman Parker the meeting was adjourned at 7:13 pm.

**Respectfully Submitted,**

**Lynda A. Bryan,  
Town Clerk**