

The March 18, 2008 meeting of the Town Board of the Town of Halfmoon was called to order by Supervisor Wormuth in the A. James Bold meeting Room at the New Town Hall, 2 Halfmoon Town Plaza at 7:00 pm with the following members present:

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

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.

REPORTS OF BOARD MEMBERS AND TOWN ATTORNEY

Councilwoman Parker reported on a resolution to authorize letting bids for the new Town Park. She stated the bids, prepared by J. Kenneth Fraser & Associates, Landscape Architecture & Planning, will be let on March 28, opened on April 25th and awarded on or about May 6th.

RESOLUTION NO. 61

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

RESOLVED, that the Town Board authorizes letting bids for the New Town Park on March 28, 2008, to open on April 25th, 2008

Supervisor Wormuth opened public privilege for discussion of agenda topics. No one had questions or comments.

DEPARTMENT REPORTS – month of February 2008

1. Town Clerk
Total fees submitted to the Supervisor- \$4,262.70
Filed.

CORRESPONDENCE

1. Received from Saratoga County Planning Department notification of review and approval of Brookfield Place Residential PDD, Guideboard/Harris Road.
2. Received from Infinigy Engineering & Surveying, copy of letter sent to Saratoga County Planning Board for notification of replacement of two telecommunication towers on 2 Radar Road, Stillwater, NY.

OLD BUSINESS

RESOLUTION NO. 62

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

RESOLVED, that the Town Board awards Bid Spec. #1-2008, Truck Diesel Fuel, received and opened March 4th, to G. A. Bove & Sons, Inc., 76 Railroad Street, Mechanicville, NY at bid markup from low posting in plus amount of .190 cents per gallon, per review and approval of the Highway committee.

RESOLUTION NO. 63

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

RESOLVED, that the Town Board amends Local Law No.2-2005, Clemente Route 146 Planned Development District to waive revoking the approved PDD due to construction not beginning

within one year of the approval and remove the requirement that construction continue without interruption and approve a one year extension.

NEW BUSINESS

RESOLUTION NO. 64

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

RESOLVED, that the Town Board approves Supervisor's Report for month of February 2008.

RESOLUTION NO. 65

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

RESOLVED, that the Town Board approves and orders paid all vouchers for all funds listed on Abstract dated March 18. 2008, totaling: \$1,511,335.88.

RESOLUTION NO. 66

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

RESOLVED, that the Town Board enters into agreement with Halfmoon Senior Citizen Association for term effective April 1, 2008 through March 31, 2009 in the budgeted amount of \$36,310, and further

RESOLVED, that the Town Board authorizes the Supervisor to execute said Agreement, per review of the Town Attorney.

AGREEMENT

THIS AGREEMENT made this 18th day of March, 2008 by and between the TOWN OF HALFMOON and the HALFMOON SENIOR CITIZENS ASSOCIATION, INC., having its office at 2 Halfmoon Town Plaza, Halfmoon, New York, 12065.

WITNESSETH

WHEREAS, it is recognized that there is a need for providing in-town programs for the Senior Citizens of the Town of Halfmoon, and

WHEREAS, the Association has been created for the purpose of providing such a program for Senior Citizens, NOW THEREFORE, the parties agree as follows:

1. The Association agrees to provide alleviation from isolation and loneliness through social, cultural, educational and recreational activities; companionship; opportunities to discover new interests; a chance to use old skills; and make a contribution to the welfare of the community.
2. The Association agrees to provide leadership to coordinate the programs.
3. The Association shall, at all times and at its expense, carry insurance coverage in an amount not less than \$1,000,000 covering the Association and the Town of Halfmoon from any and all claims. The Association shall add or cause to be added to its insurance policies (of such coverage) Halfmoon as a named insured or assured. The association shall deposit with the Town Clerk of the Town of Halfmoon a certificate of insurance in such amounts and reflecting such coverage for the period of this agreement.
4. The Association agrees to indemnify, defend and hold harmless the Town from any claim out of its acts or omissions and from any and all losses whatsoever, whether for personal injuries or property damage, including but not limited to the costs of litigation, attorneys fees, filing fees and expenses of each and every nature.
5. The Association shall share the use and occupancy of the building commonly known as the Halfmoon Senior Center located at Lower Newtown Road, Halfmoon, New York for the term of the Agreement. The Town shall not be responsible for the cost of insurance coverage described herein but will provide and pay for all utilities to the premises for the use of the Senior Citizen Association, Inc. The Town reserves the right to utilize the building for Town purposes.
6. The Association agrees and stipulates not to sublease or otherwise allow the use of the demised premises for a fee or profit to any individual, organization or entity other than the parties to this Agreement.
7. The term of this agreement shall extend April 1, 2008 until March 31, 2009.
8. The Town shall contribute to the Halfmoon Senior Citizen Association, Inc., the sum of \$36,310.00 to be utilized towards the employment of a person or persons to assist the Halfmoon Senior Association, Inc. with financial issues.

Supervisor Wormuth stated relative to the next resolution that a similar agreement will follow in the near future for sidewalks at Shenendehowa but that is not finished yet.

RESOLUTION NO. 67

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

WHEREAS, the Town of Halfmoon is willing to enter into a formal agreement with NYSDOT,

WHEREAS, the Town of Halfmoon will pay Safe Routes To School project costs first and then request reimbursement of eligible costs from NYSDOT,

WHEREAS, the Town of Halfmoon accepts responsibility for the project development in accordance with federal requirements, and

WHEREAS, the Town of Halfmoon will enter into an agreement with the Mechanicville City School District to implement the Safe Routes To School program,

THEREFORE BE IT RESOLVED, the Town Board authorizes the Supervisor to apply for a Safe Routes To School grant administered by the New York State Department of Transportation.

RESOLUTION NO. 68

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

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 \$12,209.43
Subsidiary: 25-4-2189 Home & Community Services \$12,209.43
Credit: Appropriations 25-960 \$12,209.43
Subsidiary: 25-5-1440.40 Engineering Contractors Inspections \$12,209.43

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

NAME	AMOUNT
Summit Hills Ded	\$531.69
Pointe West Subd-Insp	8,781.20
Abele PDD	641.00
Architectural Glass	260.00
Arlington Heights	718.00
Arlington Heights	1,017.54
Klersy Major	130.00
Rolling Hills PDD	130.00
TOTAL	\$12,209.43

A resolution is needed to appropriate contributions from Lowe’s made to the Character Counts Program

DEBIT: Estimated Revenues 10-510 \$5,000
Subsidiary: Community Gift Contributions 10-4-2705 - \$5,000
CREDIT: Appropriations 10-960 \$5,000
Subsidiary: Character Counts – Contractual 10-5-7989.40 - \$5,000

A resolution is needed to appropriate a \$16,800 grant awarded from NYS OCA Office of Budget and Finance Justice Court. The Town is planning to purchase Office Furniture (fire proof filing cabinets, linked court room seating and attorney tables). These purchases will be subject to the town procurement requirements as applicable.

DEBIT: Estimated Revenues 10-510 \$16,800
Subsidiary: 10-4-3089.10 – Other General Government State Aid - \$16,800
CREDIT: Appropriations 10-960 \$16,800
Subsidiary: 10-5-1110.21 – Justice Tollisen Equipment - \$8,400
10-5-1110.42 – Justice Wormuth Equipment - \$8,400

Transfers Between Appropriations:

From Account	To Account	Amount	Reason
10-5-3510.40 Control of Animals Contractual	10-5-3510.20 Control of Animals Equipment	\$630	Transfer of appropriations needed within own budget to cover file cabinet and bookshelf
10-5-1990.40 Contingency	10-5-5010.40 Supt. Of Highways Contractual	\$1500	Additional appropriations needed to cover expenses for this year

RESOLUTION NO. 69

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

WHEREAS, the County of Saratoga has advised that Sean McCarthy has acquired civil service status, it is therefore

RESOLVED, that the Town Board appoints Sean McCarthy as permanent full time Water Maintenance Supervisor effective immediately to be paid current hourly rate.

RESOLUTION NO. 70

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

WHEREAS, the County of Saratoga has advised that Scott Houle has acquired civil service status, it is therefore

RESOLVED, that the Town Board appoints Scott Houle as permanent full time Water Maintenance Worker, effective immediately to be paid current hourly rate.

Supervisor Wormuth stated she congratulates these employees for their accomplishments.

RESOLUTION NO. 71

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

RESOLVED, that the Town Board appoints the following seasonal Parks department employees for 2008 at their hourly rate of pay: William Bryans, Frank Brammer, Joe Navojosky- \$8.15; Evan Leggett, Gaither Espey -\$8.95; Larry Marshall - \$9.85; Bob Govin - \$11.00; James Flannigan-\$11.75; Paul Tragni-\$12.35, effective immediately

Supervisor Wormuth stated, relative to the next item that if employees have questions they should see Bonnie Hatter and she will provide information relative to this change in the Flexible Spending.

RESOLUTION NO. 72

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

RESOLVED, that the Town Board authorizes the Supervisor to sign administrative contract and service agreement with EBS Benefit Solutions to provide Flexible Spending Account per review and approval of the Town Attorney.

The Supervisor opened public privilege for discussion of non-agenda items; no one had questions or comments.

On motion by Councilwoman Parker, seconded by Councilman Hayner the meeting was adjourned at 7:10 pm.

Respectfully submitted,

Mary J. Pearson
Town Clerk

