

The February 16, 2011 regular meeting of the Town Board of the Town of Halfmoon was called to order by Supervisor Wormuth at 7:00 pm 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
Craig A. Hayner, Councilman
Lynda A. Bryan, Town Clerk
Lyn A. Murphy, Town Attorney
Matthew J. Chauvin, Deputy 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:

Councilman Hayner reminded everyone that the Trails Advisory Committee Meeting will be held February 28, 2011 at 7:00 pm. at Town Hall. The meeting is open to the public and he would like to see further participation by the public.

Councilman Hayner also reported that the Summer Recreation program is now taking applications for employment for the summer. Registration for the children is on April 09, April 16, and May 07, from 9:00 am to 12:00 and also on Wednesday's April 13 and April 27 from 6:00 to 8:00 pm.

RESOLUTION NO. 48

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

RESOLVED, that the Town Board approves extending the appointment of Jo-Ann Smith as the Assessor through September 30, 2013.

Attorney Murphy asked the Board to amend a resolution appointing Jo-Ann Smith as the Assessor to extend the appointment through September 30, 2013.

Supervisor Wormuth stated that in discussions with the State's filing, typically appointments are done for the remainder of term; appointments are not a one-year period. Our previous resolution had been made through a one-year period, so this will match up what the State has asked us to do.

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

DEPARTMENT REPORTS- month of January

1. Town Clerk
Total fees remitted to the Supervisor- \$6,181.45
Filed

2. Senior Express Dispatch
Total # of Riders- 246 Total # of Meals- 303
Filed

CORRESPONDENCE

1. Received from Residents of D&R Village, a petition regarding the increasing problems with stray and feral cats in their community and the possible health issues that can ensue.
Received, Filed & Forward to both Councilman Hotaling & Councilwoman Parker. Perhaps we can have an opportunity to meet with our Animal Control Officer and discuss some options that the town may have relative to those two issues.

2. Received from Residents of Turf Mobile Home Park, a petition regarding the increasing problems with stray and feral cats in their community and the possible health issues that can ensue.

Received, File, Print and refer to Councilman Hotaling and Councilwoman Parker for discussion with Miss Abramson and Deputy Animal Control Officer Cuttita.

3. Received from Route 9 Properties Inc. 1917 Route 9 Halfmoon, notification of intent to renew their liquor license.

Received & Filed

4. Received from Saigon Spring Vietnamese Restaurant Corp. 1683 Route 9, notification of intent to obtain a liquor license.

Received & Filed

5. Received from Town Senior Planner, Planning Board resolutions approving the following: Sign application for Hoffman Carwash, 1672 Route 9, change of tenant and sign at the Rekucki Plaza, 1581 Route 9, change of tenant for AFLAC, 21 Corporate Dr, change of tenant for Complete Building Solutions Inc., 1471 Route 9, and an In-Home Occupation application located at 82 Ridgewood Dr.

Received & Filed

NEW BUSINESS

RESOLUTION NO. 49

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

RESOLVED, that the Town Board approves and orders paid all vouchers for all funds listed on Abstract dated February 16, 2011 totaling: \$1,775,599.51

RESOLUTION NO. 50

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

RESOLVED, that the Town Board approves the Supervisor's Report for the month of January 2011 as presented.

RESOLUTION NO. 51

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

RESOLVED, that the Town Board approves the minutes of Town Board meeting of February 02, 2011 as presented.

RESOLUTION NO. 52

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

RESOLVED, that the Town Board authorizes entering into a service agreement for Heating and Cooling service with Albany Mechanical for Town Hall, Highway Garage, Water Treatment Plant, Senior Center, Justice Building, Parks Garage and Historical Building. Cost and service per each agreement, review and approval by Town Attorney.

RESOLUTION NO. 53

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

RESOLVED, that the Town Board appoint Daniel Kuhn as part-time Court Officer, beginning February 16, 2011 through December 31, 2011 at Grade 6 Base pay.

Supervisor Wormuth stated that this is to replace Denise Swahlan who has resigned and taken a job in the Town of Milton. She will certainly be missed but we welcome Officer Kuhn.

RESOLUTION NO. 54

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

RESOLVED, that the Town Board approves Change Order #1 for Water Infrastructure Improvements EPA in the increased amount of \$2,880.00 for Rifenburg Contracting Corp. to eliminate use of existing 8 inch DIP in corrosive soils; HDPE/DIP transitions, and need for additional valve for testing isolation.

RESOLUTION NO. 55

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

RESOLVED, that the Town Board approves Change Order #2 for Water Infrastructure Improvements EPA in the deducted amount of \$14,021.00 for Rifenburg Contracting Corp. final quantity adjustment.

Supervisor Wormuth stated that some of the approvals in this contract were based on the quantity of materials that were actually utilized. Due to the fact that they were based on a per quantity usage, that's the reduction in this number. She states that they were still under budget on this project and on time.

RESOLUTION NO. 56

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

RESOLVED, that the Town Board authorizes \$800.00 stipend to the Clifton Park-Halfmoon VFW Post #1498 for the year 2011.

RESOLUTION NO. 57

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

RESOLVED, that the Town Board approves a proposal from the Bollam, Sheedy, Torani & Co., LLP, CPA's to provide annual audit and consulting services to the Town in their estimated amount of \$19,500.00 for auditing financial statements; \$2,800.00 for Justice Court report; hourly rates for accounting and consultations subject to review and approval of the Town Attorney and authorize Supervisor to execute.

Supervisor Wormuth reported that this money is accounted for in our 2011 budget and was a planned expense.

RESOLUTION NO. 58

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

RESOLVED, that the Town Board authorizes the Town to provide Mohawk Towpath Scenic Byway Coalition with financial support in the amount of \$550.00 for 2011.

RESOLUTION NO. 59

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

RESOLVED, that the Town Board authorizes a Town employee to attend the Association of Towns 2011 Training School and Annual Meeting in New York City on February 21st –24th, 2011 and authorize payment of \$135.00 registration fee.

RESOLUTION NO. 60

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

RESOLVED, that the Town Board authorize letting bids for Truck Diesel Fuel for Town departments for fuel year effective April 01, 2011 through March 31, 2012 to be opened March 02, 2011 at 7:00 pm.

RESOLUTION NO. 61

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

RESOLVED, that the Town Board retain the services of Ultima Consulting Appraisal Services for the purpose of preparing four (4) appraisals for certain Town owned parcels not to exceed the amount of \$2,800.00.

WHEREAS, The Town of Halfmoon owns certain parcels of real property, described as:

Bayberry Drive	Tax Map No: 278.10-2-60.1
Kasper Drive	Tax Map No: 278.10-3-21
Route 9 Rear	Tax Map No: 266.-1-15.122 (Oak Brook Commons)
Route 9 Rear	Tax Map No: 266.-1-13.2 (Oak Brook Commons)

WHEREAS, Said parcels were occupied and used by The Town of Halfmoon Water Department but have been decommissioned and improvements thereto having been removed:

WHEREAS, the Town of Halfmoon has no further use or need of said parcels, it is the intention of the Town to offer them for sale;

WHEREAS, in order to ensure the Town of Halfmoon receives proper consideration for said sales, the Town must engage the services of an appraiser to determine the value of said parcels;

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. That the Town Board of the Town of Halfmoon acknowledges the above and hereby agrees to retain the services of Ultima Consulting Appraisal Services for the purpose of preparing appraisals of the aforementioned parcels.
2. That the Town Board of the Town of Halfmoon agrees to compensate Ultima Consulting Appraisal Services in the amount of \$700.00 for each appraisal prepared, to be paid in two (2) installments consisting of \$350.00 per appraisal upon approval of this resolution and \$350.00 per appraisal upon receipt of each completed report.

RESOLUTION NO. 62

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

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

DATE:	February 16, 2011
TO:	Town Board Town of Halfmoon
FROM:	Melinda A. Wormuth Supervisor
SUBJECT:	Transfer of Appropriations

Transfers between Appropriations for Year 2010:

From Account	To Account	Amount	Reason
10-5-1440.40 Engineering Regular	10-5-7110.40 Parks Contractual	\$200	Additional appropriations needed to cover expenses thru year 2010

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

There being no further business to discuss or resolve, on motion by Councilwoman Parker, seconded by Councilman Polak the meeting was adjourned at 7:12 pm.

Respectfully Submitted,

Lynda A. Bryan
Town Clerk