

The June 2, 2010 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, 2 Halfmoon Town Plaza with the following members present:

Melinda A. Wormuth, Supervisor
Walter F. Polak, Councilman
Regina C. Parker, Councilwoman
Paul I. 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.

At 7:02 pm the Supervisor opened the public hearing for the abandonment of a small portion of road in Arlington Heights; no one wished the notice of public hearing read.

There being no questions or comments from the Board or the public the hearing was closed at 7:03 pm.

RESOLUTION NO. 119

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

WHEREAS, JOHN PINGELSKI, Superintendent of Highways in the Town of Halfmoon has duly certified in writing that a temporary turn around off of Saville Row, an unimproved street in the Town of Halfmoon, is no longer necessary or useful for public purposes, and

WHEREAS, a certain owner of the abutting property has applied for an abandonment of said highway, and

WHEREAS, the owner of all the abutting land thereto has consented to an abandonment thereof, and

WHEREAS, an abandonment 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,

WHEREAS, a public hearing was held before the Town Board of the Town of Halfmoon on June 3, 2010, and no one from the public commented on the proposed abandonment,

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS:

That portion of the temporary turn around off of Saville Row described herein and made a part hereof as Exhibit "A", being an unimproved street, be, and the same hereby is, abandoned at the request of John Pingelski, Superintendent of Highways in the Town of Halfmoon, and at the request of the abutting property owner, is to proceed in accordance with and to mark on the official highway map of the Town of Halfmoon, the abandonment of said portion of the roadway which is hereby consented to.

1.

That the property abutting said highway shall be conveyed to the abutting owner, Homeland Properties LLC, Peter J. Belmonte, President of Peter Belmonte Builders Corp. currently know as the temporary turn around off of Saville Row as described in the attached Exhibit "A".

2.

3. That the Town Supervisor, Melinda A. Wormuth, be authorized to execute a Quit Claim Deed of all the Town's right, title and interest to the property abandoned to the contiguous owner.

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

5. Delivery of the appropriate Quit Claim Deeds shall be subject to obtaining a release from the property owner of any claim for damages by reason of the abandonment of the highway and a permanent easement in the form appended.

REPORTS OF BOARD MEMBERS AND TOWN ATTORNEY

Councilman Hayner reported that on Saturday, June 5th they will celebrate National Trails Day and will be doing a Halfmoon Heritage Trails tour starting from the Halfmoon Town Park. He stated they will have two senior busses, which will go to the Champlain Canal Trail and the Crescent Canal Trail from 9 to 11 am. He stated the public who wish to attend could meet at the new Recreational Building at the Halfmoon Town Park.

Councilman Hotaling reported that Tony's Polka band will be playing next Wednesday night at 6:30 pm at the pavilion.

Councilman Polak stated he will have a report on Highway and Grounds at the next meeting.

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

DEPARTMENT REPORTS – month of May

1. Town Justice Wormuth

Total cases	-	349	Total fees remitted to the Supervisor -	\$37,590
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Filed.

2. Senior Express Dispatch

Total # of Riders	-	252	Total # of Meals	-	363
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Filed.

3. Building

Total permits	-	103	Total fees remitted to the Supervisor-	\$14,365
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Filed.

4. Fire Code

Total permits-	40	Total fees remitted to the Supervisor-	\$2,274
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Filed.

CORRESPONDENCE

1. Received from Town Planning Board resolutions approving the following: Fred the Butcher Commercial Site plan, 1471 Route 9; change of tenant and sign at 1404A Route 9; change of use at the Grace Fellowship Church, 1 Enterprise Dr.; change of tenant at 440 Route 146; approval of residential use of subdivision on Route 4 & 32; approval of Abele minor subdivision, 108 Lower Newtown Road; approval of Slocum/Lane & Betts minor subdivision off Route 236; change of tenant at 9 Solar Dr, Parkford Industrial Park.

Received & Filed.

NEW BUSINESS

RESOLUTION NO. 120

Offered by Councilwoman Parker, seconded by Councilman Polak: Approved 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 June 2, 2010, totaling: \$1,066,230.56.

RESOLUTION NO. 121

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

RESOLVED, that the Town Board approves minutes of Town Board meetings of April 21 and May 5, 2010 as presented.

Supervisor Wormuth stated, relative to the next item, this will be the first year we are utilizing the new Shenendehowa School swimming pool and is a savings to the Town based on what we previously paid to rent pools. She stated we appreciate being able to partner with them and utilize some of the resources our tax dollars go for.

RESOLUTION NO. 122

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

RESOLVED, that the Town Board authorizes entering into agreement with Shenendehowa Central School District for use of their pool for swimming lessons for the Town summer recreation program as per the review and approval of the Town Attorney.

RESOLUTION NO. 123

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

RESOLVED, that the Town Board appoints the following Summer Beautification employees for 2010, to each be paid \$7.25 per hour effective June 28th for six weeks: Haylie Sullivan, Zach Rajeski, Joe McBride, Jacob Brooks, Cody Bryans, Thomas Selva, Brad Espey, Christopher Stewart, James Corcoran.

Supervisor Wormuth stated they hope these young people enjoy their employment experience and learn from it.

RESOLUTION NO. 124

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

RESOLVED, that the Town Board appoints Don Kniese as part-time Transfer Station attendant at Grade 1, Base, contingent upon successful completion of any necessary pre-employment testing.

Supervisor Wormuth stated this is a vacancy that is being filled and not a new position.

RESOLUTION NO. 125

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

RESOLVED, that the Town Board authorizes reinstating Town employee, John Cooper to previous permanent position as Town of Halfmoon Fire/Code Enforcement Officer effective June 7, 2010 at Grade 7 Step 6.

Supervisor Wormuth stated John is being reappointed to this position due to budgetary concerns based on the state of the economy and the fact that our water treatment plant is not operating to its full capacity due to the EPA dredging project. She stated rather than hiring a code enforcement officer they felt it better to utilize a current employee so they could prevent layoffs. She stated they are very happy John has this talent and is able to share it as well as maintain his certification at the water treatment plant so, when we do go back, he will have the opportunity to be able to pursue his interests. She stated she appreciates the Director of Water’s conscientious effort toward this as well as John’s and thanks them both.

RESOLUTION NO. 126

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

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 25-510 \$3,661.00
Subsidiary: 25-4-2189 Home & Community Services \$3,661.00
Credit: Appropriations 25-960 \$3,661.00
Subsidiary: 25-5-1440.40 Engineering Contractors Inspections \$3,661.00

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

NAME	AMOUNT
Brookfield Place	523.50
Plant Road PDD	670.00
Swatling Falls PDD	536.00
Swatling Falls PDD	184.50
Swatling Falls PDD	268.00
Stone Crest Preserve	1479.00
TOTAL	3,661.00

Transfers between Appropriations:			
From	To Account	Amount	Reason

Account			
10-5-1990.40 Contingency	10-5-1420.40 Attorney Contractual	\$1,000	Additional appropriations needed to cover fees associated with attorney updates and maintenance costs

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

Supervisor Wormuth stated between now and the next meeting she will look into getting window treatments or tinting on the top windows in this room to eliminate the glare.

There being no further business to discuss or resolve, on motion by Councilwoman Parker seconded by Councilman Hotaling the meeting was adjourned at 7:10 pm.

Respectfully submitted,

Mary J. Pearson
Town Clerk

