

The January 20, 2010 regular meeting of the Town Board of the Town of Halfmoon was called to order by Deputy Supervisor Walter F. Polak at 7:00 pm at the A. James Bold Meeting Room in the New Town Hall, 2 Halfmoon Town Plaza with the following members present:

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

Melinda A. Wormuth, Supervisor - absent

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

REPORTS OF BOARD MEMBERS AND TOWN ATTORNEY

Councilman Hayner reported that on January 14th the Open Space committee met to go over final revisions of the Open Space draft plan and it is now ready to be presented to the Town Board. He stated he would request that at the February 3rd Town Board meeting Clough Harbour come in and make the presentation to the Board and the public.

He reported there is a new employee opportunity for the Recreation department. He stated at the end of December the recreation director resigned and they decided to make this into a full-time position and will provide the description of the job and post on the website tomorrow. He stated they will accept resumes and applications through February 2nd. He read the following description: Director of Parks, Recreation and Human Services - Salary – \$41,169-45,303 based on experience; This is a professional position involving responsibility for the planning and directing of a wide variety of recreational and community action programs in a large town; duties are performed under the general supervision of the Town Board with considerable leeway allowed in planning and carrying out the details of the work; supervision may be exercised over volunteer groups, subordinate program personnel and departmental staff members; does related work as required. He stated applications can be picked up at the Finance office.

Attorney Murphy asked if Councilman Hayner was looking to have the Board consider adopting the Open Space Plan at the next meeting and, if so they would need to schedule a public informational meeting, Councilman Hayner concurred.

RESOLUTION NO. 23

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

RESOLVED, that the Town Board schedules a public informational meeting with the Town engineers, Clough Harbour and Associates for the Open Space Draft Plan on February 3, 2010 at 7:00 pm.

Attorney Murphy stated she would request that the Town Board pass a resolution allowing the Town Supervisor to execute an easement permitting New York State Electric and Gas Corporation to install a one-pole power source along the lands of the Town on Upper Newtown Road.

RESOLUTION NO. 24

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

RESOLVED, that the Town Board of the Town of Halfmoon shall authorize the Town Supervisor, Mindy Wormuth to execute an easement to New York State Electric and Gas Corporation for the purpose of installing one pole along lands of the Town of Halfmoon on Upper Newtown Road along the shared property line with James and Donna Monroe.

Attorney Murphy asked the Town Board to consider a resolution authorizing the Superintendent to execute an agreement with eLot, which agreement permits them to come and pick up various products from the transfer station at a reduced cost from last year, subject to the review and approval of the Town Attorney's office

RESOLUTION NO. 25

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

RESOLVED, that the Town Board authorizes the Superintendent of the Town of Halfmoon Transfer Station to enter into an agreement with eLot Electronics Recycling, Inc. for one year as per the proposal, and as per the review and approval of the Town Attorney.

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

DEPARTMENT REPORTS – Month of December 2009

1. Building

Total # of Permits - 35 Total fees remitted to the Supervisor -\$8,708.00
Filed.

2. Fire Code

Total # of Permits - 8 Total fees remitted to the Supervisor -\$360.00
Filed.

3. Senior Express Dispatch

Total No. Of Riders - 260 Total No. Of Meals - 313
Filed.

2009 Year End Annual Report submitted by: Town Clerk
Filed.

CORRESPONDENCE

1. Received from Red Robin Restaurant, One Halfmoon Crossing, Halfmoon, notification of intent to renew their liquor license.

Received and Filed.

NEW BUSINESS

RESOLUTION NO. 26

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

RESOLVED, that the Town Board approves and orders paid all vouchers for all funds listed on Abstract dated January 20, 2010, totaling: \$1,820,814.87

RESOLUTION NO. 27

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

RESOLVED, that the Town Board approves minutes of Town Board meeting of December 30, 2009 as presented by the Town Clerk.

RESOLUTION NO. 28

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

RESOLVED, that the Town Board amends Resolution No. 10-2010 amending effective date for appointment of Katherine Suchocki to the Board of Assessment Review to be effective October 1, 2009 through September 30th, 2014, in accordance with NY State Real Property Tax Law.

RESOLUTION NO. 29

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

RESOLVED, that the Town Board approves the Water Report for January 2010 billing, as submitted by the Director of Water.

RESOLUTION NO. 30

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

WHEREAS, the New York State Department of Transportation (NYSDOT) has awarded a grant to the Town of Clifton Park as sponsor, and to the Town of Halfmoon, as partner, under the Federal Transportation Enhancements Program (TEP) to construct a sidewalk and/or multi-use path on Crescent Road from Okte Elementary School to Dunsbach Road, and

WHEREAS, the New York State Department of Transportation (NYSDOT) has approved the selection process for engineering consultant services that resulted in the selection of M.J. Engineering and Land Surveyors, Inc. as the lead consultant for planning, design and engineering services for the Crescent Road Project,

THEREFORE BE IT RESOLVED THAT, the Town Board authorizes the Town Supervisor to execute the contract with Clifton Park as municipal partner, and with M.J. Engineering and Land Surveyors, Inc. as the lead consultant for planning, design and engineering services for the Crescent Road Bike and Pedestrian Improvement Project.

RESOLUTION NO. 31

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

AMENDMENT - XLVIII Section 166-622

WHEREAS, a proposal has been submitted for an amendment to the Planned Development District Legislation known as Hudson Ridge Planned Development District, (The Moorings) proposing to extend for three (3) years the time period for construction, and

WHEREAS, an application has been received proposing to extend and modify Article XLVIII, Section 166-622 to extend the period for construction for three (3) years without public hearing as is provided in the original Local Law, 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 completion of construction for three (3) years be and the same hereby is approved.
2. That Section “16” of the Local Law previously adopted, be and the same hereby is amended as follows:

“Section 16”

This Amendment shall be deemed automatically revoked and void, and the previous statutory regulations shall apply, if within three (3) years from the effective date of this

Amendment to the Local law, completion of commencement of the construction of the Hudson Ridge PDD (The Moorings) has not begun, or if after construction has begun, substantial progress, weather permitting, is not continued without interruption.

RESOLUTION NO. 32

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

RESOLVED, that the Town Board authorizes the Supervisor to file for financial assistance from the Local Government Records Management Improvement Fund of the New York State Archives to advance the Town of Halfmoon records management for the Receiver of Taxes office for tax collection software.

RESOLUTION NO. 33

Offered by Councilwoman Parker, seconded by Councilman Hotaling: Approved by vote of the Board: Ayes: 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 appropriate contributions from Hugh Burke, Kevin & Rebecca Tollisen, Regina Parker, Kathleen Kuznia, Town of Halfmoon Republican Club, Halfmoon Fire Dept, Taylor Parker Memorial Fund, proceeds from concessions and Kathy Marchione from 2009 to the Character Counts Program for the summer recreation program for youths to attend summer camp as follows:

DEBIT: Estimated Revenues 10-510 \$3,821
Subsidiary: Community Gift Contributions 10-4-2705 - \$3,821
CREDIT: Appropriations 10-960 \$3,821
Subsidiary: Character Counts – Contractual 10-5-7989.4 - \$3,821

Transfers between Appropriations for Year 2009:

From Account	To Account	Amount	Reason
30-5-1620.40 Buildings Contractual	30-5-8310.42 Administration Contractual Legal Fees	\$3,000	Transfer of appropriations needed to cover legal expenses for Hudson River Dredging
10-5-1990.40 Contingency	10-5-1420.40 Attorney Contractual	\$2,300	Transfer of appropriations needed to cover fees to Fiscal Advisors for filing disclosures

Transfers between Appropriations:

From Account	To Account	Amount	Reason
10-5-1990.40 Contingency	10-5-9055.80 Employee Benefits Disability Ins.	\$861	Transfer of appropriations needed to cover disability insurance for 2010
10-5-1990.40 Contingency	10-5-1355.22 Assessment Star Equipment	\$64.62	To restore unused appropriations for Year 2009 for Star Program
10-5-1990.40 Contingency	10-5-1355.42 Assessment Star Contractual	\$10,121	To restore unused appropriations for Year 2009 for Star Program
10-5-1990.40 Contingency	10-5-7989.40 Character Counts Contractual	\$5,891.74	To restore unused appropriations of Year 2009 for Character Counts Program

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

There being no further business to discuss or resolve the meeting was adjourned at 7:06 pm.

Respectfully submitted,

Mary J. Pearson
Town Clerk

