

Agenda
Town of Moreau
Town Board Meeting
March 12, 2024
7:00PM

7:00 p.m. Regular Town Board Meeting

Roll Call / Pledge of Allegiance

1. Set Future Meetings & Workshops
 - Set Public Hearing for Local Law 2 of 2024
2. Approval of Minutes
 - February 13, 2024
 - February 27, 2024

Public Comment Period

***This is solely for comments and questions which pertain to agenda items.*

3. Old Business
 - Battery Disconnect Switches
4. Highway Department
 - Agreement to Spend Highway Funds
 - Highway Department Fuel Station
 - Road Striping
5. Assessor's Office Requests
 - Continuing Education classes
6. Board of Assessment Review
7. Recreation Department
 - Local Law 3 of 2024 - Park Hours
8. Clerk's Office Requests
 - Online Governmental Accounting Class
 - Town Clerk, NYSTCA Annual Conference, April 21-24
 - Deputy Clerks, NYSTCA Annual Conference, April 23 & April 24
9. Water Department Requests
 - American Water Works Association, 4/9/24-4/11/24
 - Adirondack Water Works Conference 3/27/24
10. Building and Planning Coordinator
11. 2023 SEDC Dues

OVER →

12. DCO Voucher

Public Comment Period

**This is open to any comments pertaining to town business from the audience.

13. Committee Reports

14. Executive Session

15. Motion to Adjourn

A Public Hearing and Regular Meeting of the Town Board of the Town of Moreau, Saratoga County were held at the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York on the 13th day of February, 2024.

The public hearing was held in person. The Supervisor called the hearing to order at 6:55 PM. The Supervisor asked for an attendance roll call.

PRESENT: Kyle Noonan Councilmember
Patrick Killian Councilmember
Mark Stewart Councilmember
John Donohue, Jr. Councilmember
Jesse A. Fish, Jr. Supervisor

ALSO PRESENT: Erin Trombley Town Clerk
Dianne Lewis Deputy Town Clerk
Malcolm O'Hara Counsel
Elizabeth Bennett Confidential Secretary
Chris Abrams Highway Superintendent
Jeremy Brogan Recreation Director

OTHERS PRESENT: Tim Pease, Anissa Jacox, Logan Marino, John Rivers, Brandon Hayes, Benjamin Vaillancourt, Ed Petrush, Tom Masso, Ann Purdue, Ronald Kowalski, Brian McKenzie, Anthony Cerrone, Steven Cerrone, John Muntch, Ken Miner, Justin Farrell, Bob Lippman, Ray Apy, Michelle Smith, (resident) Snowberry Ln., Fred Troelstra, Amy Noonan, Paul Itzo, Bill Nikas, Brigid Martin, Sam Wahnon, Marie McHugh-LeClair, (resident), Gianni Simon, Kevin Ostrander, Dominic Tom, Bob Vittengl, Ro Padron, Nicole Haddadnia, Maureen Dennis, Bob LeClair, Gina LeClair, Tom Hutchins, Paul Fallati, Tom Munter, Alex Portal (Post-Star reporter)

The floor was opened for public comments on the South Glens Falls Fire Department Contract. Since there were no comments, Supervisor Fish asked for a motion to close the public hearing.

Resolution 52-2024 A motion was made by Councilmember Noonan, second by Councilmember Stewart, to close the public hearing.

The Supervisor asked for a roll call vote and the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 5:0, closing the public hearing at 6:57 p.m.

REGULAR MEETING OF THE TOWN BOARD

The meeting was held in person. The Supervisor called the meeting to order at 7:00 PM. The Supervisor asked for an attendance roll call followed by the Pledge of Allegiance.

PRESENT: Kyle Noonan Councilmember
Patrick Killian Councilmember
Mark Stewart Councilmember

John Donohue, Jr.
Jesse A. Fish, Jr.

Councilmember
Supervisor

FUTURE MEETINGS & WORKSHOPS

No meetings or workshops set.

ACCEPTANCE OF MINUTES

Resolution 53-2024 A motion was made by Councilmember Stewart, second by Councilmember Donohue, to accept the January 4 Organizational Meeting minutes.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 5:0

Resolution 54-2024 A motion was made by Councilmember Stewart, second by Councilmember Noonan, to accept the January 9 Regular Board Meeting minutes.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 5:0

Resolution 55-2024 A motion was made by Councilmember Stewart, second by Councilmember Killian, to accept the January 16 Special Board Meeting minutes.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Abstain
Councilmember Killian	Aye
Councilmember Stewart	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0

Resolution 56-2024 A motion was made by Councilmember Noonan, second by Councilmember Stewart, to accept the January 23 Public Hearing minutes.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye

A Public Hearing and Regular Meeting of the Town Board of the Town of Moreau, Saratoga County were held at the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York on the 13th day of February, 2024.

Councilmember Stewart Aye
Councilmember Donohue Aye
Supervisor Fish Aye

The motion carried 5:0

Resolution 57-2024 A motion was made by Councilmember Stewart, second by Councilmember Noonan, to accept the January 23 Regular Board Meeting minutes.

Asked if all were in favor, the following responses were given:

Councilmember Noonan Aye
Councilmember Killian Aye
Councilmember Stewart Aye
Councilmember Donohue Aye
Supervisor Fish Aye

The motion carried 5:0

Resolution 58-2024 A motion was made by Councilmember Noonan, second by Councilmember Killian, to accept the January 26 Special Board Meeting minutes.

Asked if all were in favor, the following responses were given:

Councilmember Noonan Aye
Councilmember Killian Aye
Councilmember Stewart Aye
Councilmember Donohue Aye
Supervisor Fish Aye

The motion carried 5:0

PUBLIC COMMENT FOR AGENDA ITEMS

Dominic Tom asked the Board for additional information on the Tabner, Ryan & Keniry, LLP contract, which was listed under agenda item 15, and a copy of which was included in the meeting support materials.

Supervisor Fish responded that the contract with them is needed because the Town did not have current legal advice or representation for the sewer project, and since RFPs were not issued for counsel and engineering, their services are needed since they were the last to represent the Town in this capacity.

Raymond Apy introduced himself as the founder and CEO of Saratoga Biochar Solutions, provided the Board with copies of his remarks. He wanted to comment on the proposed moratorium on commercial and industrial development in Moreau, including the Industrial Park. He said the Biochar project was first proposed in 2021 and received approval by the Town Planning Board in 2022. The project is currently under review by the NYS Department of Environmental Conservation. He said the company has significant investment in the project and added that he understands people have questions about their process and they encouraged the questions, which he said they answered. He said the science to support this is all publicly available and added that their process will not pose a risk of environmental or health impacts. He said it is clear that the current Board majority was elected based on campaign promises to stop Biochar by any means. He said misrepresentation of their technology and processes caused the community backlash. He said the negative declaration made by the

*A Public Hearing and Regular Meeting of the Town Board of the Town of Moreau, Saratoga County
were held at the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York
on the 13th day of February, 2024.*

Planning Board was upheld by the Saratoga County Supreme Court. He called the proposed moratorium as one of the Boards first acts “aggressive,” and an attack on their pending permit. He called statements that the proposed action is not meant to target Saratoga Biochar by some Board members “insulting.” He said a media statement by a member of the Board that nobody mentioned Saratoga Biochar contradicted the audio recording of the prior meeting on this topic. He called the proposed moratorium “overbroad” and said this communicates an anti-business tone, and that it will impact commercial transactions, the tax base, and impede job growth. He said residential development costs the Town taxpayers, and commercial/industrial development helps pay for infrastructure like schools. He threatened additional legal costs that will be incurred if the moratorium is pursued, and Saratoga Biochar is not exempted. He also asked, “What’s the rush?,” since the NYSDEC is currently receiving feedback to assist in them making their decision.

Tom Masso commended the Board for considering a moratorium to examine the Town’s antiquated code, which he said the majority of Town residents support. He said he expected that the Zoning Administrator, attorney, and Board would circulate a draft of the new code to individuals on the Zoning and Planning Boards for their review and input before adopting. He urged caution, saying the previous Board members had ignored or misrepresented existing code provisions that didn’t align with projects they supported. He said some of the existing issues facing the Board are a result, and those actions eroded some residents’ faith in local government. He supports the moratorium and revision of Town code but urged the Board to “faithfully execute” the code and for Town employees and counsel to read and understand the new code so it can be implemented fully. He also said he had reviewed proposed Local Law 2 of 2024 and would provide additional feedback at another time.

Brigid Martin said she runs a community group called “Yes Moreau,” where she tries to promote Moreau businesses. She said she first became involved with the commercial district when she helped get the sewer project passed. She said it took a lot of time and effort to get it passed, and the people who have made an investment in it are about to see a return. She said there are multi-million-dollar deals being passed up because development in that zone would be paused six months. She said new people may not be aware of the direction things have been moving in, but she said it “would be a crime” to change that direction. She asked the Board how much money the Town will lose with the departure of Essity. She said she believed Essity contributed \$16 million. She said the six months of moratorium would include the summer, the best season for development. She suggested if the Board just wanted to target Biochar, they should not draw all the other businesses into it. She said the Board should tell the taxpayers how they will pay for the additional costs of legal fees and so on. She asked if they were ignoring the budget. Finally, she asked where the \$1 million are that she said Schermerhorn owes the Town. Supervisor Fish said that topic is not on the agenda.

Bill Nikas offered the Board a second version of a proposed moratorium document. He said he had attended the Clean Air Forum a month prior, where environmental attorney Phil Giblin spoke. Bill said he asked if Phil would review his moratorium document to ensure it would be legally defensible. He said no matter what version of a moratorium is issued, there will be litigation, so the moratorium has to be defensible. Mr. Nikas said that earlier in the evening he had called and asked if Mr. Giblin would review the Town’s proposed moratorium documents as well as his own before the February 27 Board meeting to give his professional assessment. He urged the Board to take advantage of the opportunity to have a specialist review everything so in the end they have the most defensible moratorium, if that’s what they want. He added that he believes that if the proposed moratorium was passed, they would have given away all of their leverage.

Bob Vittengl asked for clarification that the moratorium would impact the rte. 9 commercial zone. Supervisor Fish answered that it would impact all industrial and commercial zones. Mr. Vittengl went on to ask if landowners would be compensated for lost potential sales during that time, and would it impact their taxes during the time they can't do anything with their land? Supervisor Fish said he had not heard anything about that. Mr. Vittengl added that they have just done all the work on infrastructure along one of the busiest roads in the county to spur development, and this would "crush it." He said this was the first he was hearing about the moratorium, and asked the Board to delay the action to get more input.

Tom Munter said he owns a parcel East of the Northway and North of Rte. 9, "the old driving range." He concurred with Bob Vittengl, and said it was unfair to investors who had been encouraged by the Town to endure the sewer and Northway infrastructure changes in the hope that these would encourage growth. He said the improvements along Rte. 9 in the past 5 or 6 years are the best changes in 40 years, including the new Hudson Headwaters facility, expanded veterinary clinic, Saratoga Olice Oil, Hoffman's Car Wash. He called it very significant tax base growth. He said imposing the moratorium without notice on investors and landowners who have been waiting for decades, is like slamming a door. He said it is not a smart way to encourage growth, especially in light of the recent and pending closures of businesses like Essity, Quad Graphics, Lehigh Cement, AngioDynamics in the area. He said businesses of all sizes count. He asked the Board not to act hastily and to get more public input.

Paul Itzo said the new Board was elected for a reason, and that change is needed. He added his thought that six months won't hurt anyone.

Sam Wahn said he represents four landowners who hold 93 acres near Route 9, around Autoworld: Wahn, Glad, Abrams, and Krantz. He said they have paid taxes, insured, mowed, and maintained the property for 39 years waiting for sewer. Now they have sewer and he says the Town says he can't sell the property for 6, 12, or 18 months on a whim. He said they are putting a stop to development just to stop one company. He said the Board should think about what they're doing because it will cause trouble. He said this won't drive him away, it will make him angrier.

Gina LeClair thanked the Board for trying to correct the problems of the past to prevent future problems.

An investor/resident spoke saying he understood both sides of the issue, but said he fears the six months won't be six months. He said there are deals on the table now, if things get delayed, it could be 18 months to two years to get them back. He said the investors in the room have been waiting for sewer, paying sewer, and taxes while they wait. As a resident he said he understands these are necessary changes. He said he hopes they can make the changes without impacting those who have something underway.

OLD BUSINESS

Local Law 1 of 2024 - Attorney Andrew Clark from Tabner, Ryan & Keniry, LLP was present to guide the Board through adoption of the new Local law. He suggested the Board close the SEQR by accepting a motion to make a negative declaration.

Resolution 59-2024 A motion was made by Councilmember Stewart, second by Councilmember Killian, to make a negative declaration on the SEQR for Local Law #1 of 2024.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Nay
Councilmember Killian	Aye
Councilmember Stewart	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

Discussion: Councilmember Noonan asked Attorney Clark to explain what Local Law 4 of 2023 was, the law being repealed by Local Law 1 of 2024. Atty. Clark explained that Local Law 1 of 2024, relating to sewer, would revert Law 4 of 2023 back to the previous law of 2022. The new law clarifies several issues, according to Mr. Clark. Councilmember Noonan asked if this is the law that details monies owed to the Town from sewer consolidation. Atty. Clark said this law does not relate to monies owed, but rather deals with future charges for sewer. Councilmember Noonan clarified that this law relates to billing rates, bringing it back to 2022. Mr. Clark answered affirmatively. Councilmember Noonan thanked counsel for answering, saying sometimes things are missing and this conversation is helpful to have. Supervisor Fish asked Councilmember Noonan for a vote to make a negative SEQR declaration. Councilmember Noonan said, "Yes."

The motion carried 5:0

Resolution 60-2024 A motion was made by Councilmember Stewart, second by Councilmember Killian, to close the public comment period for Local Law 1 of 2024.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 5:0

Attorney Clark offered a period of discussion before moving to vote on the adoption of Local Law 1 of 2024.

The resolution regarding Negative Declaration for establishment of the Town of Moreau Local Law No. 1 was read into minutes by the Town Clerk:

RESOLUTION REGARDING NEGATIVE DECLARATION FOR ESTABLISHMENT OF THE TOWN OF MOREAU LOCAL LAW NO. 1 OF 2024

"WHEREAS, the establishment of Local Law No. 1 of 2024, requires compliance with the provisions of the Environmental Conservation Law of the State of New York and regulations of the Department of Environmental Conservation, Part 617, State Environmental Quality Review Act, and the Town of Moreau has previously established that the Town Board act as lead agency for the review of the environmental impact, if any, of proposed Local Law No. 1 of 2024,

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Town Board of the Town of Moreau as lead agency has determined that the establishment of Local Law No. 1 of 2024 is an Unlisted Action and that establishment of proposed Local Law No. 1 of 2024 will not result in any significant adverse environmental impacts, and that the Supervisor of the Town of Moreau be authorized to execute the Short Environmental Assessment Form with respect to the determination that the establishment is an Unlisted Action and that the establishment of Local Law No. 1 of 2024 will not result in any significant adverse environmental impacts;
2. Based on its examination of the EAF, the criteria set forth in Sections 617.6 and 617.7 of the regulations, and such further investigation as the Town Board has deemed appropriate, no potential significant adverse environmental impacts are known;
3. Consent to proceed with the establishment of Local Law No. 1 of 2024 will not cause a significant impact on the environment, and the Town Board will not require the preparation of an environmental impact statement;
4. A negative declaration is to be signed by the supervisor;
5. The Town Clerk of the Town of Moreau is hereby directed to cause to be filed and circulated the negative declaration in accordance with the requirements of SEQRA, a copy of the negative declaration shall be maintained in the Office of the Town Clerk in a file that will be readily accessible to the public, and the clerk shall mail copies, return receipt requested, to:

Office of the Commissioner Department
of Environmental Conservation
625 Broadway
Albany, New York 12233

and Environmental Notice Bulletin
NYSDEC
Attn: Jack Nasca
625 Broadway, 4th Floor
Albany, New York 12233-1750

6. All subsequent notices concerning this project shall state that a negative declaration pursuant to SEQRA has been issued."

Attorney Clark then read the adoption resolution for Local Law 1 of 2024.

ADOPTION OF LOCAL LAW NO. 1 OF 2024

"WHEREAS, the Town Board of the Town of Moreau ('Board') is considering the adoption of Local Law No. 1 of 2024, which, if adopted as proposed, repeals Local Law No. 4 of 2023, Chapter 115 of the Code of the Town of Moreau entitled 'Sewer Regulations'; and

WHEREAS, the Board finds that the adoption of Local Law No. 1 of 2024 is in the best interest of the Town and it is necessary to provide for the health, safety and welfare of Town residents and property owners; and

A Public Hearing and Regular Meeting of the Town Board of the Town of Moreau, Saratoga County were held at the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York on the 13th day of February, 2024.

WHEREAS, the Board finds that the adoption of Local Law No. 1 of 2024 is a necessary and proper exercise of authority by the Board; and

WHEREAS, the authority for the enactment of this local law is found in Section 2 of the Municipal Home Rule Law; and

WHEREAS, pursuant to Section 2 of the Municipal Home Rule Law, a public hearing on the proposed adoption of Local Law No. 1 of 2024 was properly noticed in the newspaper and posted, and was duly conducted on January 23, 2024, at the Town of Moreau Town Hall; and

WHEREAS, the Board has considered the public comments made at the public hearing; and

WHEREAS, the Board, serving as lead agency for this Unlisted Action under SEQRA, reviewed a Short Environmental Assessment Form and determined that the action does not present any adverse environmental impacts; and

WHEREAS, after thorough review and deliberation, the Board proposes to adopt Local Law No. 1; and

WHEREAS, the Attorney for the Town has prepared the necessary documents for filing this local law with the Secretary of State including the text of the law itself;

NOW, THEREFORE, BE IT RESOLVED, that the Board hereby adopts Local Law No. 1 of 2024, which repeals Local Law No. 4 of 2023; and

BE IT FURTHER RESOLVED, that the Board adopts and authorizes the filing of a negative declaration; and

BE IT FURTHER RESOLVED, that the Board hereby authorizes the Town Clerk and the Attorney for the Town to make such minor modifications to the local law documents as they deem necessary and thereafter are directed to execute and file the said documents as required by law and to take all of the necessary actions for the promulgation thereof.”

Discussion: Councilmember Stewart clarified that Local Law 4 of 2023 was the one where residents and developers addressed the Board questioning the timing of documents being provided, stating the Board had not adhered to Open Meetings law. He said that’s why he is in favor of Local Law 1 of 2024. The 2023 law was not entirely bad, he said, and he said he hopes the new Board will look at making some of the necessary changes, but with timely publication of documents and input from the public as requested in December 2023.

Resolution 61-2024 A motion was made by Councilmember Stewart, second by Councilmember Killian, to adopt Local Law 1 of 2024.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Nay
Councilmember Killian	Aye
Councilmember Stewart	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:1

Discussion: Supervisor Fish summarized the situation with Chris Scarincio, stating that in 2023 Mr. Scarincio was set to host a tournament with 24 teams that was rained out. He said no refunds were issued, and that according to counsel at previous meetings, funds could not legally be refunded per the language of the contract signed. Supervisor Fish said that Mr. Scarincio asked if he could forfeit \$500 of his fee and have the balance applied to future activities as a credit. Attorney O'Hara stated that the State constitution prohibits gifts and according to the terms of the contract Mr. Scarincio agreed to, no refunds were to be issued. Counsel said he understood that refunding the money feels like the right thing to do, but it is in violation of the State constitution based on the terms of the contract. Mr. Scarincio said the Town has always given him a credit and asked why now it's different. Councilmember Killian asked if something needed to be amended. Counsel advised that you can't change the constitution, and you can't change the contract after the fact. Councilmember Donohue asked to look at this a different way; the Town entered into a contract to provide playable fields for the tournament, and due to the weather, the Town was unable to do that. Councilmember Stewart said if counsel says the State constitution bars the refund, they are sworn to uphold the constitution, and he did not recall being part of a past conversation to refund fees. He said he would like the Board to direct counsel to look into a way to apply credits or amend the contract in past case law. Councilmember Stewart went on to say his understanding is that to avoid this in the future, the Town needs to amend their contract to be clearer. He apologized and asked for Mr. Scarincio's patience as he works with counsel to research any way to legally apply a credit.

Resolution 62-2024 A motion was made by Councilmember Stewart, second by Councilmember Killian, to table further discussion on the topic of refunding fees for the rained-out recreation tournament until he can get the final answer.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 5:0

Highway Department

Resolution 63-2024 A motion was made by Councilmember Stewart, second by Councilmember Donohue, to allocate \$40,000 for the purchase of salt from Morton Salt, Inc. through state contract PC70133 from account DB5142.490.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 5:0

Resolution 64-2024 A motion was made by Councilmember Noonan, second by Councilmember Killian, to hire Jordan Green as a Wingman for \$19/hr. following successful completion of a Town physical and background check. Supervisor Fish added this would put another plow truck on the road in bad weather.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 5:0

Transfer Station

Resolution 65-2024 A motion was made by Councilmember Stewart, second by Councilmember Donohue, to maintain the \$2 fee for 13-gallon trash bags, and increase 14-32-gallon bags to \$3, with other fees unchanged, to go into effect March 1, 2024.

Discussion: Councilmember Noonan said he always opposes raising resident fees, therefore he said he did not support the motion.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Nay
Councilmember Killian	Aye
Councilmember Stewart	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:1

Resolution 66-2024 After lengthy discussion about the rationale for raising the fees for carpets/rugs, a motion was made by Councilmember Donohue, second by Councilmember Stewart, to \$.12/sq. ft. for up to 12' x 15' rug/carpets, \$.13 for rugs/carpets larger than 12' x 15', and \$.17/sq. ft. for non-residents.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 5:0

Discussion: There was discussion about holiday hours at the transfer station. Town Hall has indicated there is a need to publish a consistent schedule so people know when they can visit the Transfer Station. The

Transfer Station's schedule had been tied to Town Hall office hours but it was not written. The Transfer Station was scheduled to be closed on 2/19/2024 for Presidents Day, for example. Councilmember Stewart was concerned that some office holidays are days when residents are also off work and would like to visit the Transfer Station. Supervisor Fish offered the day after Thanksgiving as an example, and said being closed those two days would mean heavy visitation Saturday. Superintendent Abrams said the staff asked to keep the facilities open the day after Thanksgiving in 2023 for this reason. No formal action was taken.

Recreation

Resolution 67-2024 A motion was made by Councilmember Stewart, second by Councilmember Noonan, to authorize the Supervisor to sign the Empire City Soccer contract April 1-November 3, 2024.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 5:0

Resolution 68-2024 A motion was made by Councilmember Stewart, second by Councilmember Noonan, to authorize the Supervisor to sign a contract with BOCES, whose previous contract had expired December, 2017. The contract would be effective February 14, 2024.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 5:0

Town Clerk

Resolution 69-2024 A motion was made by Councilmember Stewart, second by Councilmember Killian, to authorize payment of \$40 from account A1410.4 to New York State Town Clerks Association (NYSTCA) for the Town Clerk to attend regional Town Clerk training in Saratoga March 10-11.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 5:0

Fire Department

Discussion: The Fire Department received their Town contract January 23, and met with Councilmember Stewart earlier the day of the meeting. They asked to table the signing of the contract for two weeks so the Fire Department can work out contractual issues with the Village of South Glens Falls.

Resolution 70-2024 A motion was made by Councilmember Stewart, second by Councilmember Donohue, to postpone signing the Fire Department contract for two weeks.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 5:0

Local Law 2 of 2024

The Town Clerk read an email from Zoning Administrator, Jim Martin, explaining his rationale for updating zoning at this time.

“Thanks for including me on these deliberations – it is most helpful in my provision of answers and hopefully constructive guidance as you work your way through this consideration of a moratorium. Now on to the question posed to me: “Could you provide what issues you see in the commercial zoning that would require asking for a moratorium that couldn’t just be handled by looking at that zoning?”

The basis for my recommendation to include the commercially zoned parcels of the Town as well is based upon the same deficiencies noted with the industrially zoned parcels. The commercial districts within the current zoning chapter are chronically outdated. This is particularly the case with the changes in commercial land use development over the last – I’ll say 10 years. “Brick and mortar” retail has changed completely with the onset of online consumerism. The evidence exists with the very apparent and noticeable downturn in “big box’ retail development, indoor malls, even commercial strip centers with small footprint connected retail stores. In addition to being out of step with the current trends in commercial development, the current use schedules for the commercial districts are out of date, overly broad and generalized, and poorly defined – if there any definition at all. The most glaring example rests with the term “businesses which primarily service highway traffic” which is the first use listed in the most intense commercial district, the General Commercial (C-1) District. This is a broadly generalized term and to make the matter worse, the term is not defined in the zoning chapter. This creates ambiguity and increases the risk of undesirable and /or incompatible uses occurring. The use schedules of the commercial districts need to be rebuilt based upon the existing condition and the planned initiatives as reflected in the adopted comprehensive plan. As I said earlier, the adopted

comprehensive plan is the best resource for guidance to update the zoning chapter as the plan reflects the sentiments of the residents.

Additionally, new consideration of commercial zoning through updated use schedules and definitions would require a new round of public input allowing for direct resident involvement in structuring new districts. In summary, the degree of land use regulation under the current zoning chapter increasingly allows for the continuation and proliferation of land uses that are out-of-step with the adopted comprehensive plan and they do not reflect the current trends in commercial and industrial development.

An item for further consideration of a revised zoning chapter rests with the fiscal implications of the land use and how land uses are managed through zoning – particularly commercial and industrial land uses. My reason for this statement is explained as follows: If the real property tax system that primarily supports municipal government and public-school districts is to function and be effective as intended, then industrially commercially zoned parcels must operate at levels which maximize valuation. It is very important to bear in mind that residential development does not grow the “tax base”. Numerous studies of delivering the cost of municipal and public education services (I have performed such analyses directly myself) demonstrate that on average the residential parcel requires a \$1.30 in municipal and public education services for each \$1.00 paid in real property tax. Correspondingly, the industrial/commercial parcel requires \$.30 in such services for each \$1.00 paid in real property tax. From an economic and fiscal point of view one can instantly see the need for proportionate balance in the land use pattern of the town. In the ideal scenario, commercial/industrial parcels generate a significant portion, if not the bulk of revenue derived from the real property tax levy. This is accomplished through commercial/industrial parcels with optimal valuation. The associated benefit of commercial/industrial property valuation at optimal levels is the obvious stress taken away from residential properties to bear the burden of generating sufficient real property tax revenue. Rather the burden shifts to commercial/industrial parcels. The primary method by which a municipality can manage land use and assure that property valuation is in balance and the bulk of the tax levy is not overly borne by the residents is – zoning. An effective and up-to-date set of zoning regulations can directly influence the degree of investment made in commercial/industrial properties thereby directly affecting the level of valuation.

Lastly, based upon my experience with moratoria, over the years both as a municipal planning official and an elected official, they are most effective when they properly constructed to address the broad goal to be achieved. If too narrow in their scope, they are less effective and subject to successful challenge. This was the principal point made by the several attorneys I spoke with the County Planning Conference last week and the other attorneys I have worked with in other municipalities. This was another consideration in my recommendation to broaden the moratorium to include commercially zoned parcels.

In closing, as the Zoning Administrator for the Town and as a certified planner with over 40 years of experience, it is my opinion that a pause of several months or even a year in both the industrial and commercial development would be worth the short-term delay in such development to achieve the adoption of a revised zoning chapter that reflects the sentiment of the residents and the comprehensive plan. Furthermore, from a fiscal and economic perspective, the resulting zoning chapter is likely to have

the net effect of bringing about a land use pattern that maximizes return on investment and valuation while achieving provision of services, products and employment that are aligned with the sentiments of the community.

Again, thank you for the opportunity to participate in the discussion – if I can address any further questions, please do not hesitate to reach out.”

Discussion: Supervisor Fish said he would like to put the law on hold for two weeks to allow for review by the environmental lawyer, and based on the feedback earlier in the meeting, he does not want to rush in without a full consideration and review.

Resolution 71-2024 A motion was made by Councilmember Stewart, second by Councilmember Killian, to table the discussion for additional review and public comment.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 5:0

Planning, Zoning, Ethics Advisory Council

Resolution 72-2024 A motion was made by Councilmember Noonan, second by Councilmember Killian, to re-appoint Adam Seibold to the Planning Board. His previous term expired December 31, 2023. His new term would expire December 31, 2030.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Abstain
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0

Resolution 73-2024 A motion was made by Councilmember Noonan, second by Councilmember Killian, to re-appoint Scott Fitzsimmons to the Zoning Board of Appeals. His previous term expired December 31, 2023. His new term would expire December 31, 2028.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Abstain
Councilmember Donohue	Aye

Supervisor Fish Aye

The motion carried 4:0

Resolution 74-2024 A motion was made by Councilmember Donohue, second by Councilmember Killian, to designate Kevin Elms as an Alternate to the Planning Board of Appeals effective immediately. The Supervisor said was a long-time member of the Planning Board in the past.

The Supervisor called for a roll call vote. The vote went as follows:

Councilmember Noonan	Nay
Councilmember Killian	Aye
Councilmember Stewart	Abstain
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 3:1

Resolution 75-2024 A motion was made by Councilmember Donohue, second by Councilmember Killian, to reappoint Maria Jennings to the Ethics Advisory Council. Her term will expire December 31, 2024. Her previous term expired in 2020.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 5:0

Employee Handbook

Retiree Medicare Reimbursement Rates

Discussion: Principal Account Clerk Cruz advised the Supervisor of a change in the Town Employee Handbook related to retiree benefits. In summary, Supervisor Fish said the difference is approximately \$40,000 a year. The new handbook says retirees *and spouses* are entitled to full Medicare reimbursement, he said, with the difference being between the old rate of \$174/mo. or \$289/quarter, to the new rate of \$524.10/quarter. Councilmember Noonan asked if the thought was to revert back to the rates of the past. Supervisor Fish said retirees were calling looking for Quarter 4 reimbursements for 2023 and he was uncertain whether it was budgeted in the 2024 budget because the handbook wasn't completed until October. He said we either need to adjust the budget to the new rates or adjust the handbook. Councilmember Stewart asked counsel if the Town was responsible for back payments for Quarter 4 since the handbook was adopted in October. Attorney O'Hara stated that Quarter 4 payments would not be affected, but the Town will be responsible for the new rates for Quarter 1 of 2024. Councilmember Stewart initiated a motion to revert back to

the previous rate effective for Quarter 2 of 2024, but Supervisor Fish proposed a second option, which would be to cover the full amount for the retiree but not the spouse.

Resolution 76-2024 A motion was made by Councilmember Stewart, second by Councilmember Killian, to table the discussion on retiree Medicare reimbursement rates until it can be determined what was budgeted for in this area for 2024.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 5:0

Employee Meal Breaks

Resolution 77-2024 A motion was made by Councilmember Stewart, second by Councilmember Donohue, to alter the wording of employee handbook section 402 to read, "Meal breaks of Town Hall employees shall be 60 minutes."

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 5:0

Job/Volunteer Openings

Discussion: Supervisor Fish said the Town has a number of openings he hoped residents would step up to fill. He said the Town is currently looking to hire for these positions: Transfer Station Manager, Sand Bar Lifeguards, Seasonal Recreation Laborers, Planning and Zoning Board Secretary. He said there are also vacancies for Alternates for both Planning and Zoning Boards, as well as openings on the Board of Assessment Review and Ethics Advisory Council.

DEC Permit Fee

Resolution 78-2024 A motion was made by Councilmember Stewart, second by Councilmember Donohue, to authorize payment of \$110 from A7140.4 for a 2023 NYSDEC permit fee for the construction of the Big Bend Trail. The expense is reimbursable under the Parks grant, according to Supervisor Fish.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 5:0

Memorialize Votes

Supervisor Fish explained that it has been a long-standing Town practice to address time-sensitive matters between meetings by polling the Board then memorializing the vote at the next Board meeting.

Resolution 79-2024 A motion was made by Councilmember Stewart, second by Councilmember Donohue, to authorize Supervisor Fish to sign the Tabner, Ryan & Keniry legal services contract, which does not require 30 days' notice to terminate.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 5:0

Resolution 80-2024 A motion was made by Councilmember Noonan, second by Councilmember Donohue, to authorize payment of a voucher in the amount of \$1600 to pay the Dog Control Officer.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 5:0

Resolution 81-2024 A motion was made by Councilmember Noonan, second by Councilmember Stewart, to authorize payment of Town and County taxes in the amount of \$104.63 from account A1620.4 for land gifted to the Town (303-321 Potter Road, parcel 62.1-3).

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 5:0

Resolution 82-2024 A motion was made by Councilmember Stewart, second by Councilmember Donohue, to hire Adirondack P&M to replace the gas regulator in the Town Hall heating system for \$2,340 to be paid from account A1620.401.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 5:0

Supervisor's Items

Resolution 83-2024 A motion was made by Councilmember Stewart, second by Councilmember Noonan, to approve new committee assignments as proposed.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 5:0

COMMITTEE REPORTS

Recreation Committee: Councilmember Stewart reported that the Recreation Department truck has been repaired. He said he and Supervisor Fish had also met with the Big Bend Trail engineers.

PUBLIC COMMENT PERIOD

Paul Itzo said the former Kingsbury Supervisor Bill Nikas spoke earlier and offered an environmental attorney. He said this is the same former Supervisor who authorized the trash burning plant in Hudson Falls. Supervisor Fish shut down further comments about the named individual. Mr. Itzo asked if the Board could not get its own environmental lawyer. Supervisor Fish answered that it is the same lawyer that presented at community meetings in town.

Brigid Martin said in response to the call for residents to apply for Town jobs that she had been "treated like crap." She warned potential applicants to beware that if the public turns against them, they could lose their jobs. She said she had done nothing wrong as Historian and she was "chased out of the job." She said the day

*A Public Hearing and Regular Meeting of the Town Board of the Town of Moreau, Saratoga County
were held at the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York
on the 13th day of February, 2024.*

after the meeting would be General Moreau's 261st birthday, and that if he had been around to see the NYSDEC public comment hearing the week prior he would have been "disgusted." She said the comments made there made the Town sound like "a shit hole." She said State Assemblywoman Carrie Woerner commented that it is a good project but Moreau is not the right location and that Supervisor Fish said it's not a good project for Moreau. Supervisor Fish attempted to end additional comments from Ms. Martin, but she added that all the Town's problems that people mentioned at the hearing will exist, including pollution from past decades. She asked what he was going to do about it. She asked what kind of businesses could come in. She then asked if the Medicare retirements reimbursements benefitted spouses who supported Supervisor Fish's campaign, like Mary Jenkins. Supervisor Fish shut down further comments by Ms. Martin.

Procedural Question: Elizabeth Bennett, Confidential Secretary, asked if a new public hearing would be needed since the Fire Department contract vote had been postponed. Supervisor Fish responded in the affirmative.

Fred Troelstra, who owns the Southwest corner of Rte. 9 and I-87, said he looks forward to developing the property with the Board. He asked if there will be workshops related to the moratorium and new zoning. Councilmember Noonan said he can't speak for the whole Board but said that's the direction he hopes they will go. Councilmember Stewart asked counsel the steps that would have taken place if they had taken action on Local Law 2 of 2024. Attorney O'Hara detailed the process which would have included referral to the Town Planning Board, the Town Planning Board would make recommendations to the Town Board, then it would be referred to the County Planning Board before public hearings are held. Mr. Troelstra said he looks forward to more information, and is all for the elimination of split zoning on some parcels, including his.

Bill Nikas said it indicated good judgement that the Board tabled the moratorium after hearing from commercial investors. He added that both versions of Law 2 of 2024 have a provision requiring public hearings and 30 days of consideration. He said there is also a provision in each to exempt or speed the process for projects that would have less impact. He detailed that process and said taking time to craft the law up front will reduce confusion and reduce the need for adjustments later.

Dominic Tom suggested what he called a "cure-all" for future situations like Chris Scarincio's tournament cancelation. He said there could be a small deposit to cover labor to prepare fields, and the balance could be held in escrow. He said in the event of a rain-out, the Town is not in possession of the funds so no refund would be necessary. The deposit would be forfeited in the event of a rainout. He also asked if the Town has an Ethics Advisory Council. He asked if it was on the website or had been advertised at all because he was not aware of its existence. Confidential Secretary Elizabeth Bennett answered that it is in the Town code. He suggested the Town publicize the body more in the future. He asked if the Transfer Station Manager would replace Highway Superintendent Abrams in that role. He suggested offering the position to one of the long-time employees there who is trustworthy and could be bonded. Lastly, Mr. Tom said that in his past experience, municipalities hold meetings of their various committees that are open to the public at scheduled times, then the committees would report the results of the meetings.

Amy Noonan said she has been a teacher for 17 years, and in that time development has been stagnant. She urged the Board to remember all the children in the community are not college-bound and she hopes there will be better prospects for living wage jobs and career growth for the youth so they can stay here and have a good

life. She said things have changed for the youth of today and there are not as many opportunities as there once were.

EXECUTIVE SESSION

No executive session was required.

Resolution 84-2024 A motion was made by Councilmember Donohue, second Councilmember Stewart, to adjourn the meeting.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 5:0 and the meeting was adjourned at 8:45 PM.

Respectfully submitted,

Erin Trombley

Erin Trombley
Town Clerk

A Month-end Audit Meeting and Regular Meeting of the Town Board of the Town of Moreau, Saratoga County were held at the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York on the 27th day of February, 2024.

The audit meeting was held in person. The Supervisor called the meeting to order at 6:52 PM.

PRESENT:	Kyle Noonan	Councilmember
	Patrick Killian	Councilmember
	John Donohue, Jr.	Councilmember
	Jesse A. Fish, Jr.	Supervisor
ABSENT	Mark Stewart	Councilmember
ALSO PRESENT	Dianne Lewis	Deputy Clerk
	Malcomb O'Hara	Counsel
	Anna Labiak	Water Department Clerk
	Elizabeth Bennett	Confidential Secretary
	Chris Abrams	Highway Superintendent

OTHERS PRESENT: Barbara Porter, Linda Blackburn, Sue Lacy, Melissa Lacy, Dennis Davall, Bob Lippman, Michelle Smith, Richard Wiltshire, Kenneth Brooks, Ellen Buttles, Ronald Kowalski, Sam W., John Munton, Sheila Itzo, Jeanne Fleury, Tom Masso, Ann Purdue, Ray and Helen Morris, Ken Miner, Cody Touse, Benjamin Vaillancourt, Brandon Hayes, Marie McHugh-LeClair, Alan Oppenheimer, Mike Shaver, Kevin Ostrander, Steve Burnett, Jan Kropp, Charles Rowson, Dominic Tom, Raymond Apy, Maria Trabka, Bill Nikas, Logan Mahoney, Connor Basile, Alex Portal (Post-Star reporter)

ITEMS FOR DISCUSSION:

Emergency Generator Repair

Supervisor Fish introduced an invoice from Copperfield Power for repairs to an emergency generator for Industrial Park sewer station in the amount of \$3058.25. He added that while this was an emergency repair, in the future three quotes should be obtained in adherence to the Town's procurement policy.

Resolution 85-2024 A motion was made by Councilmember Killian, second by Councilmember Donohue, to approve payment to Copperfield Power

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0

Funds Transfers

Transfer #1

\$34,522.98 to be transferred from A1355.401 General Assessor Legal Fees,
\$9,519.04 to be transferred to A7140.4 General Recreation Contractual Recreation,
\$6,659.06 to be transferred to A5010.1 General Highway Personnel Services,
\$5,986.64 to be transferred to A1410.1 General Town Clerk Personnel Services,
\$5068.19 to be transferred to A1620.401 General Town Hall Contractual,
\$1921.06 to be transferred to A1330.4 General Receiver of Taxes Contractual,

\$1749.94 to be transferred to A1420.4 General Legal Services Contractual,
\$1465 to be transferred to A6460.4 General Economic Development Contractual,
\$1261.81 to be transferred to A1330.1 General Receiver of Taxes Personnel Services,
\$881.76 to be transferred to A1410.4 General Town Clerk Contractual,
\$10.48 to be transferred to A6989.1 General Records Management Personnel Services.

The transfer of these funds is for payment of 2023 expenses in January and February of 2024.

Resolution 86-2024 A motion was made by Councilmember Killian, second by Councilmember Donohue, to authorize the transfers of funds.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0

Transfer #2

\$1,377.50 to be transferred from A1910.4 General Unallocated Insurance, \$1,377.50 to be transferred to A1940.4 General Purchase of Land. The transfer is for payment of ancillary expenses related to 2023 donated land.

Resolution 87-2024 A motion was made by Councilmember Killian, second by Councilmember Donohue, to authorize the transfer of funds.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0

Transfer #3

\$1,119.20 to be transferred from A7310.1 General Youth Programs Personnel Services, to A7140.1 General Recreation Personnel Services. This transfer is to pay for Recreation wages in 2023.

Resolution 88-2024 A motion was made by Councilmember Killian, second by Councilmember Donohue, to authorize the transfer of funds.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Donohue	Aye

Supervisor Fish Aye

The motion carried 4:0

Transfer #4

\$695.26 to be transferred from A1620.1 Buildings and Grounds Personnel Services to A1620.4 General Buildings and Ground Contractual. This transfer is to pay for various 2023 building expenses.

Resolution 89-2024 A motion was made by Councilmember Killian, second by Councilmember Donohue, to authorize the transfer of funds.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0

Transfer #5

\$250 to be transferred from A9060.8 General Employee Benefits Health Insurance to A9045.8 General Employee Benefits Insurance Buy-Out. This transfer is to pay for a health insurance buy-out in 2023.

Resolution 90-2024 A motion was made by Councilmember Killian, second by Councilmember Donohue, to authorize the transfer of funds.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0

Transfer #6

\$175.53 to be transferred from A5132.489 General Highway Garage Cleaning to A5132.496 General Highway Garage Drinking Water. This transfer is to pay for water expenses in 2023.

Resolution 91-2024 A motion was made by Councilmember Killian, second by Councilmember Donohue, to authorize the transfer of funds.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Donohue	Aye

A Month-end Audit Meeting and Regular Meeting of the Town Board of the Town of Moreau, Saratoga County were held at the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York on the 27th day of February, 2024.

Supervisor Fish Aye

The motion carried 4:0

Transfer #7

\$156.91 to be transferred from A1220.1 General Supervisor Personnel Services to A1220.4 General Supervisor Contractual. This transfer is to pay for 2023 expenses from the Supervisor's office.

Resolution 92-2024 A motion was made by Councilmember Killian, second by Councilmember Donohue, to authorize the transfer of funds.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0

Transfer #8

\$309.40 to be transferred from B1990.4 Town Outside Contingent Account, \$250 to be transferred to B4020.4 Town Outside Register of Vital Stats, \$59.40 to be transferred to B3620.4 Town Outside Safety Inspection Contractual.

These transfers are to pay for various 2023 expenses.

Resolution 93-2024 A motion was made by Councilmember Killian, second by Councilmember Donohue, to authorize these transfers of funds.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0

Transfer #9

\$161.83 to be transferred from TS8160.4 Transfer Station Refuse and Garbage Contractual, \$88.10 to be transferred to TS9000.8 Transfer Station Employee Benefits Medicare, \$73.73 to be transferred to TS9055.8 Transfer Station Employee Benefits Disability.

These transfers are to pay for various 2023 expenses.

Resolution 94-2024 A motion was made by Councilmember Killian, second by Councilmember Donohue, to authorize these transfers of funds.

A Month-end Audit Meeting and Regular Meeting of the Town Board of the Town of Moreau, Saratoga County were held at the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York on the 27th day of February, 2024.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0

Transfer #10

\$6,312.15 to be transferred from DV5110.1 Highway General Repairs Personnel Services, \$6,304.45 to be transferred to DV5142.1 Highway Snow Removal Personnel Services, \$7.70 to be transferred to DV5130.499 Highway Machinery Liability Insurance.

These transfers are to pay for various 2023 expenses.

Resolution 95-2024 A motion was made by Councilmember Killian, second by Councilmember Donohue, to authorize these transfers of funds.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0

Transfer #11

\$9555.67 to be transferred from GI8110.2 Sewer Administration Equipment to GI8110.4 Sewer Administration Contractual. This transfer is to pay for 2023 sewer administrative expenses.

Resolution 96-2024 A motion was made by Councilmember Noonan, second by Councilmember Donohue, to authorize the transfer of funds.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0

Transfer #12

\$4583.15 to be transferred from CW8310.4 Consolidated Water Administration Contractual to CW9060.8 Consolidated Water Administration Health Insurance. This transfer is to pay for health insurance-related 2023 expenses.

Resolution 97-2024 A motion was made by Councilmember Killian, second by Councilmember Donohue, to authorize the transfer of funds.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0

Transfer #13

\$6.80 to be transferred from TS9060.8 Transfer Station Employee Benefits Health Insurance to TS9055.8 Transfer Station Employee Benefits Disability. This transfer is to pay for disability insurance for 2024.

Resolution 98-2024 A motion was made by Councilmember Killian, second by Councilmember Donohue, to authorize the transfer of funds.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0

Approval of Warrant

Resolution 99-2024 A motion was made by Councilmember Noonan, second by Councilmember Donohue, to approve the warrant as edited.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0

REGULAR MEETING OF THE TOWN BOARD

The meeting was held in person. The Supervisor called the meeting to order at 7:02 PM and led the Pledge of Allegiance followed by an attendance roll call.

PRESENT:	Kyle Noonan	Councilmember
	Patrick Killian	Councilmember
	John Donohue, Jr.	Councilmember
	Jesse A. Fish, Jr.	Supervisor
ABSENT	Mark Stewart	Councilmember

A Month-end Audit Meeting and Regular Meeting of the Town Board of the Town of Moreau, Saratoga County were held at the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York on the 27th day of February, 2024.

ALSO PRESENT	Dianne Lewis	Deputy Clerk
	Malcomb O'Hara	Counsel
	Anna Labiak	Water Department Clerk
	Elizabeth Bennett	Confidential Secretary
	Chris Abrams	Highway Superintendent

OTHERS PRESENT: Barbara Porter, Linda Blackburn, Sue Lacy, Melissa Lacy, Dennis Davall, Bob Lippman, Michelle Smith, Richard Wiltshire, Kenneth Brooks, Ellen Buttles, Ronald Kowalski, Sam W., John Munton, Sheila Itzo, Jeanne Fleury, Tom Masso, Ann Purdue, Ray and Helen Morris, Ken Miner, Cody Touse, Benjamin Vaillancourt, Brandon Hayes, Marie McHugh-LeClair, Alan Oppenheimer, Mike Shaver, Kevin Ostrander, Steve Burnett, Jan Kropp, Charles Rowson, Dominic Tom, Raymond Apy, Maria Trabka, Bill Nikas, Logan Mahoney, Connor Basile

FUTURE MEETINGS & WORKSHOPS

No meetings or workshops set.

SOUTH HIGH MARATHON DANCE (SHMD)

Supervisor Fish stated that the Friday and Saturday following the meeting would be the 47th Annual South High Marathon Dance at the high school. He said he would be attending the dance to speak and meet with the dancers. He added that each year the Town Board signs a proclamation in recognition of the students and the community in their efforts to raise money for the marathon recipients. To save time at the opening ceremony, he said SHMD student chair people had been invited to attend the Board Meeting. They were invited to introduce themselves before the reading of the proclamation.

Logan Mahoney, Cody Touse, and Connor Basile stepped up and introduced themselves as chairpeople of this year's dance. Supervisor Fish praised their work saying, "It's a heck of a thing you do." He said their efforts are appreciated, that they have touched many families, and their work on this is "very commendable, very commendable." They thanked him for his comments.

The Deputy Clerk then read the Proclamation:

"WHEREAS, the South Glens Falls High School is hosting the 47th annual South High Marathon Dance on March 1st and 2nd of 2024, to raise funds to benefit twenty-one (21) local individuals and thirteen (13) organizations; and

WHEREAS, the first South High Marathon Dance, in 1978, took place with about 50 dancers participating in couples; and has grown to approximately 650 dancers this year; and

WHEREAS, the students will dance for an amazing 28 hours over a two-day period, wearing hats, fanny packs, sunglasses, feather boas, costumes, inflatable pool toys, dancer shirts and, for some, their coveted senior shirts; and

WHEREAS, the Marathon Dance has become a massive celebration, leading up to this year's SHMD weekend with the ever-enthusiastic and highly anticipated school "Spirit Week," which includes Neon Day, Tie-Dye Day, Cause Day, Hollywood Day and Red and Blue Day; and

A Month-end Audit Meeting and Regular Meeting of the Town Board of the Town of Moreau, Saratoga County were held at the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York on the 27th day of February, 2024.

WHEREAS, the student organizing committee works tirelessly to select recipients, make videos, promote the dance, and decorate the school; all while being full time students, many of whom are also involved in athletics, extracurricular activities or hold part time jobs; and

WHEREAS, the Marathon Dance has evolved from a weekend activity to a regionally and nationally recognized event, raising money, year-round, through numerous community and school activities, such as the hugely successful Middle School Basket Raffle, various Elementary School fundraisers, a summer golf tournament, the always creative fundraisers of individual dancers, and countless local events sponsored by, and taking place at, our selfless local businesses; and

WHEREAS, the first marathon dance raised \$1,500 for the Moreau Emergency Squad, the 2023 Marathon Dance raised over \$630,000 for 22 individuals and organizations, while the marathon dancers and larger SHMD community have raised a grand total of over \$10.5 million for 641 beneficiaries, in 46 years; and

WHEREAS, this year's recipients include: Olivia Allen, Molly Clothier, Susan Dobert, Allison Dwyer, Emily Elder, Ann and Richard Gordon, Donna Harper, Cynthia Linendoll, Rian McCann, Rochelle Monroe, Christopher O'Brien, Rebecca Otruba, Rohan Michael Robichaud, Alyssa Rowell, Brad Simon, Stephen Tucker, Georgianna Vance, The Walsh Family, Adam Wells, Jr., John Wilcox, Marshall Zeh, and the Alzheimer's Association of NENY, Cancer Center Community Crusaders, CAPTAIN Community Human Services, Hometown Thanksgiving, Jake's Help from Heaven, Kelly's Angels, Inc., Moreau Community Center, O'Brien's Angels/Food For Thought, Operation At Ease, Rebuilding Together Saratoga County, Saratoga Center for the Family, St. Peter's ALS Regional Center, the Ben Osborn Memorial Fund; and

WHEREAS, The South High Marathon Dance is a time-honored tradition, which now has second and third generation dancers and volunteers, is able to bring together an entire community each year and which leaves a forever mark on the hearts of those touched by it, and

WHEREAS, The Moreau Town Board extends their heartfelt thanks to all those involved and especially to the students and volunteers who devote their time and effort to making the Marathon Dance a success; and

NOW, THEREFORE, BE IT RESOLVED that the Moreau Town Board hereby proclaims March 1st and 2nd, 2024 "**South High Marathon Dance Weekend**" as a tribute to the support and generosity of our community."

Attendees clapped for over 10 seconds following the reading of the Proclamation.

Resolution 100-2024 A motion was made by Councilmember Killian, second by Councilmember Noonan, to approve the South High Marathon Dance 2024 Proclamation.

Asked if all were in favor, the following responses were given:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0

PUBLIC COMMENT FOR AGENDA ITEMS

Dominic Tom raised a question about agenda item #16, Local Health Officer. He said he had learned some time before that Towns much have a designated Health Officer and he asked if this was just being done by the Town. Supervisor Fish said the Health Officer's 4-year term was ending, and a local Hudson Headwaters nurse with children in the school district was interested in the position. Mr. Tom urged the Board to table to issue to revisit the resolution passed five or six years prior to make it more possible to reach the Health Officer. He said in the past he had attempted to have the Health Officer visit a family that he felt would benefit from a visit from the Health Officer, but all requests had to go through the Town Board for approval. He had brought his concerns to a then-Town Councilmember at the time who he said refused to bring the matter to the full Board. He said there are people living in what he called "squalor" in the town, including in his neighborhood. County caseworkers, sheriffs and local police have been called in to check on the various people, but he said he's never seen a report filed by any Health Officer. Supervisor Fish asked if he was referring to the County or Town Health Officer. Mr. Tom clarified that he was referring to the Town Health Officer, and he said the name and contact information of that officer had never been publicly published. He said he hoped the Town Board would revisit the resolution, and let the candidate know that their help is needed in the community directly. He said those efforts should not be interfered with by the Board of Health or Town Board. Supervisor Fish thanked Mr. Tom for his remarks.

Allen Oppenheim said he is a partner in the Moreau Industrial Park LLC who owns half of the Industrial Park. He wanted to make everyone aware of the history of the Industrial Park's creation from the developer's view. Before his organization's time, he said the park was created in 1994 through the combined efforts of then-Niagara Mohawk, the Town, and Saratoga Economic Development Corporation (SEDC). Moreau Industrial Park, LLC became involved in 2006 with the purchase of Niagara Mohawk's interest in the project. Obtaining funding and improving road infrastructure were what he said their understanding was of the focus of the project up to that point. He said extant amenities included "significant power" and process water supplies. He said he thought heavy industrial use was always planned. He said they have worked cooperatively with the Town through several administrations along with SEDC. He said he knew there was frustration with lack of development and the loss of some deals. He mentioned WoodStone, a wood pellet plant, as an example. He said Industrial sites are becoming scarce to the Town's South, ripening conditions for such development in the Town. In addition to Biochar, he said there was also a solar project recently approved and some others as well. Mr. Oppenheim said their goal continues to be to work with the Town to bring new businesses, jobs, tax revenue, and industry to the community. He said they are very invested and have spend hundreds of thousands of dollars in taxes. They want to capitalize on market conditions and good communications with the Town will be critical. He asked the Board what good does it do for the community to put a moratorium sign on all industrial zone activity saying, "We're closed for business"?, and he named Saratoga Biochar, saying they had spent significant time and resources over a couple of years obtaining Town approvals. He asked what message this sends to the business community and future investors, especially with recent investment in Town sewers along Route 9.

Maria Trabka who identified herself as the Special Projects Manager for Saratoga PLAN (Preserving Land and Nature), wanted to address item 11 on the agenda, the potential passage of a resolution to support Saratoga County funding for a Town land conservation project. She said Saratoga PLAN started in 2003, but she said it really started in the late 1980s with the merger of several conservation organizations to form PLAN. Saratoga

PLAN, she said, works across the county to preserve the rural character, farmland, open spaces, trails for people, and natural areas for wildlife. Chuck Rausin and Jan Kreb contacted Saratoga Plan, she said, to ask if their 81 Acres on Old Saratoga Road, adjacent to Moreau Lake, could be protected. She said the property would be a natural buffer a nice continuation of the wooded habitat of the Palmertown Range. She went on to say the Palmertown Range is a 60 square mile area that has been identified as an important ecological area. The Palmertown Range is partly in Moreau, partly in Corinth, as well as in Wilton and Greenfield. A strategy for conserving the area was developed between the Village of Corinth, City of Saratoga Springs, Saratoga PLAN, Open Space Institute, Saratoga County, and two New York State agencies. She said the goal is to expand the contiguous forested habitat. Saratoga PLAN applied for grant from the Nature Conservancy's resilience program and would like to apply to Saratoga County's Farmland and Open Space program for another grant. The Old Saratoga Road couple is offering to donate a conservation easement which restricts property use in perpetuity, ensuring it will stay forested and additional residences cannot be built on it. The Town of Moreau's support is needed to apply for Saratoga County funding, which would be disbursed to the Town and then to Saratoga PLAN. Surveying, title insurance, and other due diligence, drafting of the easement and legal fees will be handled by Saratoga PLAN with those funds.

OLD BUSINESS

Medicare Reimbursement

Discussion: Supervisor Fish said that in the past the Medicare reimbursement cap was set at approximately \$289. He said there are some options for the Board to choose from. The current employee handbook wasn't reviewed carefully before it was released, and it says the Town will fully reimburse \$524.10 to both the employee and spouse, according to the Supervisor. He said it would come out to a \$40,000 or \$50,000 increase. The increase had not been budgeted for according to the Supervisor. Because the handbook was published this way, the Town is responsible for that increased payment for Quarter 1, 2024 reimbursements. The Supervisor said one of their choices is to stay with that rate of reimbursement for the retired employee, adding that the Medicare cost to the retiree has gone up but the reimbursement rate has not in a number of years. He said that he believed our retirees deserve the full reimbursement. Councilmember Noonan asked if Supervisor Fish would receive this reimbursement since he is a retiree. Supervisor Fish said he would not because he is not on Medicare. Councilmember Noonan asked which account the funds would be paid from. Supervisor Fish said it would come from the existing account, with funds compiled from multiple sources by Principal Account Clerk, Jeffrey Cruz, to pay for Option B, "No Spouse Rider." Supervisor Fish said there is enough money to pay that sum. He said if the Board goes with the other option, which includes the spouse, funds would have to be found to make up the difference.

Councilmember Noonan said he had been out of town when the conversation was had with Jeffrey Cruz and he would need to speak with him to review figures to make sure we have sufficient funds and that it is sustainable for the future. He said he is not comfortable moving ahead without speaking to the Principal Account Clerk first. Supervisor Fish said that this conversation was begun at a past meeting. Councilmember Noonan said it was two weeks prior and he had been away from all communication for the past week. Councilmember Donohue said the Board should move forward, that this was part of the employees benefits that they earned. Councilmember Noonan asked for clarification on what option was being proposed. Councilmember Donohue said it was the employee option B, the No Spouse Rider. Supervisor Fish said the employees deserve it, and though it sounds like a lot of money to the Board members, it totals about \$1,000 a year increase to the retiree, which means a lot to someone on a limited income.

Resolution 101-2024 A motion was made by Councilmember Killian, second by Councilmember Donohue, to adopt option B for the retiree Medicare reimbursement rate.

Supervisor Fish called for a roll call vote, the results of which were:

Councilmember Noonan	Nay
Councilmember Killian	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 3:1

South Glens Falls Fire Company Contract

Discussion: Supervisor Fish said the Fire Company had asked for the vote to be postponed at the previous meeting to allow them to look into some things. He asked for a motion to approve the contract. Councilmember Noonan asked if a new public hearing was supposed to have been held before the vote. Supervisor Fish said, “We are good on that.”

A motion was made by Councilmember Killian, second by Councilmember Donohue, to approve the South Glens Falls Fire Company contract. No vote was held.

REQUESTS FOR PROPOSALS (RFPs)

According to the Board minutes from January 13, 2012, then-Councilmember Kusneirz stated he was happy with the town’s attorney but said “the Town couldn’t go wrong with sending out RFPs” to see if taxpayers could benefit from it. The Board did not object to RFPs being sent out. On November 26, 2016, under Supervisor Gardner Congdon, then-Councilmember Kusneirz made a motion, seconded by then-Councilmember Pendergrast, to send out Legal Services RFPs. On November 13th, former Councilmember LeClair made a motion, seconded by Councilmember Noonan, to send out RFPs for professional services under then-Supervisor Kusneirz. At that meeting a comment was made, according to Supervisor Fish, that it would be beneficial to the taxpayers to continue the practice. Supervisor Fish said he was looking to send out RFPs for both legal services and Town Engineers. Councilmember Noonan questioned whether the Board had already authorized an RFP for Town Designated Engineer. Supervisor Fish said no. Councilmember Donohue said it was on the agenda but was not approved. Councilmember Noonan apologized for thinking it had been approved. He went on to say that though he would have disagreed, the Town now needs to issue RFPs for Legal Services and he asked when can it be discussed in an open forum.

Supervisor Fish said they had received an email that day stating Bartlett, Pontiff, Stewart & Rhodes, P.C. was giving the Town 30 days’ notice. Both Councilmember Noonan and Supervisor Fish expressed disappointment that the Town had been essentially fired by the firm. Councilmember Noonan went on to say it was because Town Hall had not been acting professionally toward the attorneys in his opinion. He said the Town has many legal issues on the table now and the Town will not have the legal representation that knows all its business. Further, Councilmember Noonan said a majority of the Board did not want that firm to represent the Town, and he said he didn’t understand why, and he saw that the Village struggled to obtain legal coverage. He said he anticipates “an uphill battle.” Councilmember Noonan then asked how long the RFP process takes. Supervisor

Fish said it will take, "however long it takes." Councilmember Killian said going to RFP is a good idea because going forward there were too many conflicts where counsel wasn't able to represent the Town. He said if we can't get proper legal consult we need to move forward. Councilmember Donohue said to give 30 days' notice was their choice and wasn't going to be productive now to point fingers.

Resolution 102-2024 A motion was made by Councilmember Donohue, second by Councilmember Killian, to put out RFPs for legal and engineering services.

Supervisor Fish called for a roll call vote, the results of which were:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0

LAW 2 of 2024

Bill Nikas of Hudson Falls was present to discuss the proposed moratorium on industrial and commercial zones. He said he wanted to address why he was there. He said he represents three local municipalities including the Village of South Glens Falls, the Town of Fort Edward, and the Village of Hudson Falls. They asked him to relate to the Moreau Town Board that each of the municipalities had passed a resolution supporting a moratorium being passed by Moreau's Town Board. He was also there as a citizen of Hudson Falls and wanted to tell some of his history. He said back in the 1980s he faced the same situation as the current Board of Moreau. The NYSDEC where they wanted to close "all the old, polluting landfills." Garbage barges came up the Hudson River from New York City. In discussion with the NYSDEC they asked about building a new, modern landfill, which the NYSDEC declined, he said, because they were prioritizing "resource recovery." They were asked if they meant burning garbage, and he said the NYSDEC said no. They asked about something new they had heard about: dioxins. He said NYSDEC said not to worry about it because it was safe, new technology. He said "Hudson Falls became 'Trash Plant City,'" rather than resource recovery. Mr. Nikas said they won an award and are now labeled a "disadvantaged community."

A Moreau Town Board of the past learned from the mistakes made in Hudson Falls, he said, and passed Local Law 92. He said it bars processing and disposing of certain wastes generated outside of Moreau. He said today's Board faces another NYSDEC policy and a new "benign technology," namely pyrolysis. He added that PFAS are also new and said he fully expects the NYSDEC to issue the Saratoga Biochar permit because, in his words, "they didn't care then, in the '80s, and I don't believe they care now." He asked if Law 92 was written to protect Moreau from a fate like Hudson Falls', why has this issue arisen? He said he was sure that if 10 independent attorneys read and interpreted the law, no waste disposal project would have been sited in the Town.

He said a mistake was made by the Town, but after having met Mr. Apy and his group at one of the public hearings they held in Hudson Falls, he felt that while they were well-intentioned and felt that were solving a big problem, they were also partially to blame for the error in Moreau. He said that this is an experienced group of developers who surely knew that the Town Planning Board did not have legal authority to interpret or waive

local laws. Mr. Nikas said the caption of Law 92 would have been a red flag for them in their due diligence process of reading the Town codes. Their next step should have been to approach the Town Board for a remedy in the form of an amendment, formal ruling, or to be told they can't proceed, according to Mr. Nikas. He said they did not do that, and there was no excuse.

Mr. Nikas said he had written a position paper for the current Board in mainly layman's terms to lay out the argument that Local Law 92 cannot be circumvented, which he says should have been seen by the past Board. Two of the precedents cited in his paper used the term, "harsh result," and explained that in the case where a mistake has been made, the court support the values of the community over the harsh result a developer may face. He said the moratorium currently being discussed will give the Board time to review the Town Code, determine how to avoid mistakes like this in the future, to talk to the owners of the Industrial Park to see what modifications to the code might help to sell parcels, to market industrial and manufacturing growth.

He continued, saying that if the Board proceeds with the moratorium, there will be lawsuits filed, so the moratorium has to be written to be defensible in court. Mr. Nikas recommended Attorney Philip Giblin, who he described as an environmental law specialist who presented at the last Clean Air Forum in Moreau. He said that at one time Mr. Giblin was General Counsel for NYSDEC, and now is a partner in what Mr. Nikas called "one of the premiere law firms in New York State." Mr. Nikas said Mr. Giblin had reviewed the moratorium documents and was present to address the Board and answer any questions there may be.

Attorney Phil Giblin said he had suggested a moratorium at the Clean Air Forum as a potential path to move ahead with consideration of how Chapter 92 and other code such as Chapter 91, which contains definitions, would "interplay" with the Saratoga Biochar project as it was proposed. He said he reviewed what Mr. Nikas drafted and called it a good step forward for the Town Board. Councilmember Noonan said the proposed moratorium seemed geared toward zoning and environmental angles. He said his understanding was that moratoriums are for zoning and not so much environmental concerns continuing to say the proposed document targets a specific industry. He questioned whether it would be defensible if the document took an environmental approach. He then asked if Mr. Giblin would recommend going forward with the proposal drafted by Mr. Nikas. Mr. Giblin responded that Chapter 92 says you can't use the property for waste disposal purposes for waste from outside the Town. He said despite this the Planning Board had given site-line approval. He said he had been practicing environmental and land-use law for 50 years and he said he has never seen a case where a Town code made something illegal and then a Planning Board approved it. As the legislative arm of the Town, he said the question for them now is what to do. He said it is the Board's responsibility to determine the intent of the local code, and to determine if what was prohibited by the law has been approved by the Planning Board. Mr. Giblin said the environmental terms defined in the local code and zoning regulations "come together."

Councilmember Killian addressing Councilmember Noonan saying they are all elected officials and now is the time to make decisions not based on the past. He said he understands the financial investment people have in various projects and the well-being of the town has to be considered. Councilmember Killian stated that in his opinion now is the time things need to be done for commercial and industrial zoning, and the moratorium is a good idea to get everything done. Councilmember Noonan then directed a question to Councilmember Killian: what would he like to see done industrially? He said the Board had not discussed what they would like to see in the Industrial Park, only to get this moratorium done as soon as possible. Councilmember Killian said it was a good question. He said parks need a platform to build on like any business. He said his head was spinning

because so much new information was coming in, but as elected officials they have to act because nothing has been done in so long. He said the Board needs to structure the business of the Town for the longevity of our Village and Town. He said it's not easy but the Board needs to take the time to digest what is happening and why. Councilmember Donohue said reference had been made to rushing into this decision, and he said the Zoning Administrator said the zoning hadn't been revised in 30 years. He said that's not rushing into things, and things that made sense 30 years ago don't make sense anymore. He suggested they look at residential growth and traffic in that time. He added, "If not now, when?"

Mr. Giblin spoke up, adding moratoriums often precede towns looking at their zoning laws to prevent owners and developers from hastily starting projects that do not align with town visions of the future. They are also usually short, he added, at 6 months to a year, long enough to make legislative decisions. They are not usually used, he said, to consider an instance of a project approval potentially being in violation of town code, but it can be used for that purpose.

Mr. Nikas said the Town Board controls the length of the moratorium and an action at the meeting, he said, was not committing the Board to anything. He said they would be doing what the process requires in turning over the moratorium process to the Planning Board and the County Planning Board for their 30-day review. Only after that will the Board set public hearings, he said, when the Board is ready. He said they would be sitting down with park lot owners, property owners, and community members, holding workshops. Mr. Nikas closed by saying that those whose opinions the Board solicits to help them develop the codes is within their control.

Supervisor Fish said he agrees with Councilmember Donohue, that for years and years things were not addressed. He said as the Water Superintendent he saw how slowly things moved and when changes were needed sometimes things were swept under the rug. He said he is not anti-industry, and not against expansion, but it has to be done within Town Code, and the code needs to be reviewed and updated. In the end, he said, if it falls under the Town's code, then sobeit, it will be welcome. If it does not, he said the Board needs to protect the people and the environment they live in. He said one project is being highlighted, and it's an unproven industry. He said he did not know if everyone was going to get sick, but he also doesn't know that they will not get sick. He said in his opinion it's time to move forward and get it done and he does want to meet with the affected parties. Councilmember Donohue said he's not comfortable making decisions based on codes from 30 years before. He also cited Allen Oppenheim's remarks saying there was lack of sales in there even with the old code. He said maybe something's wrong with the code keeping things out unnecessarily. By changing things, there is potential to attract new businesses, he said, and this is a positive thing.

Resolution 103-2024 A motion was made by Councilmember Killian, second by Councilmember Donohue, to send the document to the Town Planning Board and the County Planning Board.

Supervisor Fish called for a roll call vote, the results of which were:

Councilmember Noonan	Nay
Councilmember Killian	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 3:1

Discussion: Counsel O’Hara said, for the record, that the proposal that the Board had just passed concerning Local Law #2 was the version drafted by Attorney Bill Nikas reviewed by Attorney Giblin, which was not the draft prepared by his firm and discussed at the last meeting. He said his firm had no input into the draft, they had not been asked to review it nor had they reviewed on behalf of the Board. He said his firm is not signing off on the draft. Supervisor Fish asked for clarification that the draft had not been looked at by Bartlett, Pontiff, Stewart & Rhodes. Counsel O’Hara confirmed that it had not been reviewed. Supervisor Fish said it had been sent to the Firm. Counsel O’Hara said it had been sent the morning of the meeting. Supervisor Fish said, “Duly noted.”

HIGHWAY DEPARTMENT

Resolution 104-2024 A motion was made by Councilmember Donohue, second by Councilmember Killian, to approve the proposed 4-day workweek for the Highway Department from April 1, 2024 through November 1, 2024.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0

Discussion: Counsel O’Hara added that there is collective bargaining around this subject and if there are any questions, they can ask him after the meeting. He said there are additional steps to the process following the Board’s approval.

Resolution 105-2024 A motion was made by Councilmember Killian, second by Councilmember Noonan, to approve the mounting and balancing of four tires for Truck #15 at a cost not to exceed \$2,615.48 under NYS contract PC68490.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0

Resolution 106-2024 A motion was made by Councilmember Donohue, second by Councilmember Killian, to approve \$30,000.00 to Jointa Lime Co. for grinding and fill from Redmond Rd. to Potter Rd. under Saratoga Contract 23-PWPSR-46R.

Asked if all were in favor, the responses were as follows:

A Month-end Audit Meeting and Regular Meeting of the Town Board of the Town of Moreau, Saratoga County were held at the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York on the 27th day of February, 2024.

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0

Resolution 107-2024 A motion was made by Councilmember Killian, second by Councilmember Donohue, to approve \$4,000.00 for the purchase of road materials from account DB5110.493 under Saratoga County contract 23-PWCSGS-50R.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0

Resolution 108-2024 A motion was made by Councilmember Donohue, second by Councilmember Killian, to allocate \$385,000.00 from account DB5112.493.4 to purchase blacktop from Palette Stone under Saratoga County contract 23-PWAC-3R.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0

GENERATORS

Discussion: Copper Field Power Systems & Electric and Troy Industrial Solutions quoted for once-a-year oil change service for 6 generators. Milton CAT quoted twice-a-year service, which Highway Superintendent Abrams called, "Extraordinarily more expensive." Supervisor Fish said normally the generators used to be serviced twice annually, in the fall and spring. He asked Superintendent Abrams if the vendors would be on-call for repairs needed between annual services. Superintendent Abrams said Copperfield would be on-call for repairs. When asked, he said he leaned toward recommending Copper Field Power based on their other municipalities serviced and \$2 million bond. Councilmember Noonan asked if they hadn't done an emergency repair recently and asked if they had been good. Superintendent Abrams said to remember these are service contracts and don't cover emergency repairs. Councilmember Killian asked with what frequency the generators are run or tested. Superintendent Abrams said he believes Town Hall's generator is started once a week, the

Highway Department generators are started and run 15-20 minutes twice a week, and he was unsure about the rest of the generators.

Resolution 109-2024 A motion was made by Councilmember Donohue, second by Councilmember Killian, to sign the service agreement contract with Copper Field Power Systems & Electric of Troy, NY.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0

TRANSFER STATION

Discussion: Superintendent Abrams described the situation at the Transfer Station cardboard recycling station, stating that the large sliding barn doors have become soft, come off the tracks, and drag on the ground, making them difficult to open and close for staff. Birds have taken up residence as well. Supervisor Fish asked who would do the work, and Superintendent Abrams said he had staff members who could complete the work. Councilmember Donohue said he believes these doors are original to the station, and described them as large, wobbly, and heavy. He said it's a concern for employee and public safety should one fall. Councilmember Donohue said the plan shown to him would be an "easy fix" that wouldn't cost a lot. He also described the issue with pigeons in the center making a mess. In repairing the doors the building could be sealed to prevent pigeons roosting inside, and pressure washing would clean the existing mess. Supervisor Fish asked if the structure in question is a county building, and who staffs it. Superintendent Abrams indicated the Town mans the station.

Resolution 110-2024 A motion was made by Councilmember Donohue, second by Councilmember Killian, to allocate up to \$2,500.00 for repairs to the Transfer Station cardboard recycling station.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0

Resolution 111-2024 A motion was made by Councilmember Donohue, second by Councilmember Killian, to advertise for a part-time Transfer Station laborer for \$15/hr. to ensure all shifts are filled.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0

RECREATION DEPARTMENT

Discussion: Supervisor Fish said other municipalities are paying up to \$20 an hour for open water lifeguards, reminding the other Board members that our open water has a current. He also said it's important to pay a competitive wage to attract and keep candidates for these positions. Councilmember Noonan said that in 2023 the lifeguards threatened to quit if not given a "big, huge stipend." He said they did it and the wage worked out to approximately what is being proposed for 2024. He added that a big competitor for hiring young lifeguards is the Great Escape and it would be great to get our beach staffed.

Resolution 112-2024 A motion was made by Councilmember Donohue, second by Councilmember Killian, to hire Lifeguards to staff the sand bar beach and snack bar for \$20/hr.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0

Resolution 113-2024 A motion was made by Councilmember Donohue, second by Councilmember Killian, to authorize Supervisor Fish to sign South Glens Falls Girls Youth Lacrosse and South Glens Falls Youth Lacrosse contracts.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0

BUILDING DEPARTMENT

Discussion: Supervisor Fish said that long-time Zoning Administrator Jim Martin would be retiring in May 2024. Applications have been received and candidates interviewed, he said, and a decision has been made. Josh Westfall has been selected for the position. Supervisor Fish described his credentials as including years of planning, zoning, land use, and grant writing experience. He went on to say there would be a 6-week transition

where Jim and Josh will work together. Based on calculations by the Principal Account Clerk, hiring a full-time employee will save the Town money and is amply budgeted for in 2024.

After Supervisor Fish called for a motion, Councilmember Donohue made a motion to hire Josh Westfall as a full-time Building, Planning, and Development Coordinator for \$84,000 per year, Councilmember Noonan said he had not interviewed either candidate. He said he had received a message that day stating “the Board has decided.” He said he didn’t know how the statement could be made that the Board had decided when the entire Board hadn’t had an opportunity to weigh in on it. Councilmember Killian said interviewing had been underway for 3 or 4 weeks. He said there may have been misinterpretation of who was right for the position based on education or other credentials, and said the misinterpretation was on his part. Councilmember Donohue withdrew his original motion.

Resolution 113-2024 A motion was made by Councilmember Donohue, second by Councilmember Noonan to table further action on the hiring until the next meeting.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0

SARATOGA PLAN, PALMERTON RANGE CONSERVATION

Supervisor Fish stated that Saratoga PLAN had reached out about a project they were working on. He continued to say generous Town residents had gifted an 81-acre conservation easement to their Old Saratoga Road property to Saratoga PLAN. Documents from the Town are required, he said. He then asked the Deputy Clerk to read a letter of support into the record:

“February 28,2024

Robert Davies, Executive Director
Saratoga PLAN
112 Spring Street
Saratoga Springs, New York 12866

Dear Mr. Davies,

I am writing to express the Town of Moreau’s support for Saratoga PLAN’s project to protect 81 acres of forested property on the Palmertown Ridge with a perpetual conservation easement and to seek needed funding from The Nature Conservancy and Saratoga County to complete the transaction.

The Town of Moreau has long been a collaborating member with Saratoga PLAN and other entities in the Palmertown Partnership that shares our goal to protect this highly resilient, ecologically intact

landscape in the Adirondack Foothills. We find it exciting and heartening to know that the landowners, the Charles W. Rowson and Janet L. Kropp Family Trust, understand the importance of their land and are willing to donate and retire their property's development rights.

Their foresight will ensure that this habitat will remain natural and unfragmented for generations of native fauna and flora to thrive while continuing to contribute ecosystem services and benefits for human descendants, too. By donating a conservation easement, their generosity makes this project financially efficient. Grant and donation funds need only cover transaction costs and ongoing stewardship and enforcement of the conservation agreement.

Municipalities in the Saratoga County region are fortunate that we have a strong, respected, professional land trust in Saratoga PLAN to help us accomplish our shared conservation goals and protect our region's valuable and irreplaceable natural resources.

Please share this expression of our support for this conservation project with decision-makers for potential funding and others who can help facilitate its success.

Sincerely,

Jesse A. Fish, Jr.
Moreau Town Supervisor"

Resolution 114-2024 A motion was made by Councilmember Killian, second by Councilmember Donohue to authorize Supervisor Fish to sign a letter of support for Saratoga PLAN's Palmerton Range conservation project.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0

The Deputy Clerk was asked to read the resolution endorsing the conservation of the Trust property into the record:

"WHEREAS, the Town of Moreau states a goal to 'protect open spaces' in its 2019 Comprehensive Plan;

WHEREAS, Saratoga PLAN (preserving land nature) ('PLAN') is a not-for-profit conservation organization preserving the rural character, natural habitats and scenic beauty of the Saratoga County region so that these irreplaceable assets are accessible to all and survive for future generations and is an accredited land trust 'qualified organization' under Section 170(h) of the Internal Revenue Code of 1986

and has the power and authority to acquire and hold conservation easements under Article 49 of the New York State Environmental Conservation Law;

WHEREAS, the Palmertown Range has been identified as a highly resilient, ecologically intact landscape in the Adirondack Foothills, with unfragmented forest cover and aquatic resources, which, if protected, will likely provide functional habitat for generations of native fauna and flora to thrive while continuing to contribute ecosystem services and benefits for human descendants;

WHEREAS, the Town of Moreau has participated as a collaborative member in the Palmertown Partnership that shares goals to protect the conservation values, recreational potential, and compatible economic development benefits of the forested landscape of the Palmertown Range as described in the Partnership's *Southern Palmertown Conservation and Recreation Strategy*;

WHEREAS, the Charles W. Rowson and Janet L. Kropp Family Trust (the 'Landowner') owns Tax Parcel 89.-1-4, adjacent to and buffering a tributary to the Snook Kill and the popular Moreau Lake State Park, encompassing 81 acres of predominantly forested land (the 'Property') in the Town of Moreau and the Palmertown Range and seeks to protect the Property with a perpetual conservation easement by donating and retiring the land's development rights and limiting its uses;

WHEREAS, Saratoga PLAN has sought funding from The Nature Conservancy for funding to steward and enforce the terms of the conservation easement on the Property and seeks to apply, with the Town of Moreau's endorsement, to Saratoga County's Farmland and Open Space Program for funding to cover the transaction costs of completing a conservation easement on the Property; and

NOW, THEREFORE, the Town Board for the Town of Moreau, at a regularly scheduled meeting on February 27, 2024, voted to endorse conservation of the Trust's Property and Saratoga PLAN's submission of a grant application to Saratoga County's Farmland and Open Space Program to conserve this land."

Resolution 115-2024 A motion was made by Councilmember Donohue, second by Councilmember Noonan to approve the Resolution as read into the minutes.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0

BUILDING DEPARTMENT (Cont.)

Discussion: Supervisor Fish said the Building Department Clerk position had been vacant for 6 months prior to Katrina Flexon's hiring. After checking into the budget, he said there is sufficient funding to hire someone to help in the office for no more than four weeks. Supervisor Fish added that there couldn't be a better person for

the job than someone who worked in that office over 25 years. Councilmember Noonan asked how many hours a week the position would be. Supervisor Fish said, "20."

Resolution 116-2024 A motion was made by Councilmember Killian, second by Councilmember Donohue to hire Kathy Perez at \$20/hr. for 20 hours week on a contract basis to assist and train the Building Dept. Clerk beginning March 4, 2024.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0

FORTSVILLE ROAD

Discussion: Supervisor Fish described the situation on Fortsville Road; Bellamy is extending sewer line past 3 homes whose wells are too close to the sewer path. Sleeving the line would encapsulate the sewer contents to prevent potential contamination of the wells. As an alternative, the project's engineers proposed moving to approximately 600 feet of open trench, eleven feet deep with County storm sewer running alongside it. He said with this there would be potential to lose part of the storm sewer, and part of the road. The entire project is to be paid for by the Town of Moreau, and the original contract sum was to have been \$223,000.00. Supervisor Fish said he had met with Bellamy who told him they do not want to trench the area and risk losing the storm drain, road, and telephone pole. He said neither he nor the contractor understood why they wanted the open trench. He said the contractor's revised proposal which includes pulling the line through as it has been done on the rest of the line, would cost just over \$203,000.00. According to Supervisor Fish, doing it the way Laberge wanted it done would cost \$260,000.00. He said the Town would save \$60,000.00 letting the contractor continue to work the way he had been. When he inquired of Laberge why they wanted an open trench he said he received no response. They did send a letter saying they wouldn't pay for restoration of any properties affected, Supervisor Fish added. He went on to say Bellamy's package price includes "soup to nuts" for the \$203,000+ figure. He also said if the county road were lost due to trenching, the Town would be liable for much more than \$257,000.00. Councilmember Killian said from his experience as an electrician, there is more risk in digging than with a trench. Councilmember Killian said he was confused why this is being worked out now. Supervisor Fish said this should have been engineered, accounted for, and inclusive at the beginning. He said he did not understand why the Town is paying for this as well. Councilmember Noonan said he would also like to save the Town \$60,000, but wanted to know if there would be any legal ramifications if the Town goes against the engineers' recommendations.

Resolution 117-2024 A motion was made by Councilmember Donohue, second by Councilmember Killian to accept Bellamy's revised lump sum proposal of \$203,989.00.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
----------------------	-----

Councilmember Killian Aye
Councilmember Donohue Aye
Supervisor Fish Aye

The motion carried 4:0

ETHICS ADVISORY COUNCIL

Resolution 118-2024 A motion was made by Councilmember Donohue, second by Councilmember Killian to appoint Sonya Fowler to the Ethics Advisory Council for the remainder of the term ending December 31, 2026.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan Aye
Councilmember Killian Aye
Councilmember Donohue Aye
Supervisor Fish Aye

The motion carried 4:0

BOARD OF ASSESSMENT REVIEW

Supervisor Fish said the stipend of Planning and Zoning Board members had been increased in 2023. He was looking to approve an increased stipend for Board of Assessment Review members to \$100 from \$75. He added this is an increase of \$270 from the Assessor's budget.

Resolution 119-2024 A motion was made by Councilmember Donohue, second by Councilmember Killian to increase the meeting stipend for Board of Assessment Review members to \$100.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan Aye
Councilmember Killian Aye
Councilmember Donohue Aye
Supervisor Fish Aye

The motion carried 4:0

CONCERTS IN THE PARK

Discussion: Supervisor Fish said that Councilmember Donohue had consulted with Counsel and learned that the Town is able to sponsor concerts in the park. Councilmember Donohue said he is a member of the Chamber of Commerce, and that the Town had been approached about sponsoring concerts. Businesses and other individuals in the community have co-sponsored the concerts in the past, he said, adding that there is some money in the budget, and this is a way to get people out in the community together. Councilmember Noonan said in 2023 they were told they could not sponsor concerts because the Town was not allowed to give money to a certain entity. Counsel O'Hara said the distinction is that the Town can co-sponsor an event for the

community's good. A contribution could not be made, he said, to a charitable entity to host the concerts, but co-sponsoring is acceptable as an official Town function. Councilmember Noonan said that last year the cost was \$500, and this year it's \$1000. He questioned if it was just the cost of things rising. Councilmember Donohue said the cost of hiring the bands is higher.

Resolution 119-2024 A motion was made by Councilmember Donohue, second by Councilmember Killian to co-sponsor concerts in the park.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0

LOCAL HEALTH OFFICER

Supervisor Fish said that March 2020 a Local Health Officer was appointed per New York State mandate, and since then no record of the Local Health Officer having been called upon to provide services to the Town has been found. The appointee, he said, lives 25 miles away, and with their term ending March 10, 2024, he would like to fill the position with someone local. The Board had the resume of a local Physician's Assistant, Supervisor Fish said, who he had interviewed and was known to other Board members.

The Deputy Clerk read the proposed resolution into the record:

“February 27, 2024

RESOLUTION TOWN BOARD AS LOCAL BOARD OF HEALTH, TOWN OF MOREAU

Subject: Appointment of Local Health Officer

WHEREAS, pursuant to Public Health Law §302(2), the Town Board of the Town of Moreau ('Board') is the Local Board of Health for the Town of Moreau; and

WHEREAS, as the Local Board of Health, the town board has the authority pursuant to Public Health Law §308 and §320 to appoint a Local Health Officer that meets the qualifications contained in the state sanitary code; and

WHEREAS, the Town of Moreau desires to appoint a Local Health Officer to begin a term, on March 11, 2024 and extend to December 31, 2028;

NOW THEREFORE, BE IT RESOLVED, that the Town Board acting as the Local Board of Health, hereby appoints Jacqueline Buckley, PA as the Local Health Officer for the Town of Moreau; and

BE IT FURTHER RESOLVED, that the Board hereby fixes the salary of the Local Health Officer at Two Thousand and NO/100 Dollars (\$2,000.00) annually, plus reasonable expenses as set forth in Public Health Law §323; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to notify the New York State Department of Health of this appointment.”

Resolution 120-2024 A motion was made by Councilmember Noonan, second by Councilmember Donohue to adopt the resolution as read into the minutes.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0

SUPERVISOR’S ITEMS

Letters of Support:

Supervisor Fish said that he had received letters from Common Roots, NY State Senator Jim Tedisco, and an unnamed Town resident asking the Town Board to “please do the best we can at helping them with Biochar.” He said all of them cited unresolved pollution from the past. He said they were showing support with resolutions and letters.

Primary Polling Location Change:

The primary polling place usually located at Oliver W. Winch Middle School is being moved to the Moreau Community Center according to Supervisor Fish. He added that the change was initiated by the school district citing security concerns during polling when students are in the building. Moreau Community Center offered their space, he said, and the process is under way. Supervisor Fish thanked Donna Nichols, the Community Center’s Executive Director, for her help with the matter.

PUBLIC COMMENT PERIOD

Dominic Tom said he had been a *Schenectady Gazette* reporter covering the Town of Duanesburg, which said was similar to Moreau in that it was largely rural. He said a father and son had used a farm in Duanesburg to host a festival called Harley Rendezvous. Town residents objected to the noise and other issues with the event, he said, but the organizers had good attorneys who exploited zoning code deficiencies to support their activities. After some time, Mr. Tom said the Town hired a land use attorney specialist who was able to successfully break up the business relationship, though the event continued with much more oversight by the

Town. Mr. Tom said with a moratorium on the table, he believes the Town will need to find the funds to hire a land use specialist to defend the Town's position.

On another topic, Mr. Tom said the discussion on the Building Department reminded him of an item on his wish list he had presented to the Board about one month prior, which was a per diem Human Resources Manager to advertise positions in trade journals, to do preliminary interviews to thin the pool of candidates for the Board to review, and to guide the Board in interviews. He said the Town is a multi-million dollar business that needs to become more professional in some areas previously ignored.

EXECUTIVE SESSION

No executive session was required.

ADJOURNMENT

Resolution 121-2024 A motion was made by Councilmember Noonan, second Councilmember Killian, to adjourn the meeting.

Asked if all were in favor, the following responses were given:

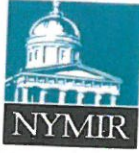
Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0 and the meeting was adjourned at 8:02 PM.

Respectfully submitted,

Erin Trombley

Erin Trombley
Town Clerk



NEW YORK MUNICIPAL INSURANCE RECIPROCAL

The Town of Moreau attests that the following vehicles have working battery disconnect switches installed.

The Town of Moreau understands the importance of ensuring the use of these switches daily.

INSURED NAME	CLASS CODE	VEHICLE YEAR	MAKE	MODEL	VEHICLETYPE	VIN
Town of Moreau	50499	1995	Mack	Tractor Truck	EXTRA HEAVY TRACTOR (TRLR)	1M2AA12Y8SW056080
Town of Moreau	31479	1998	International	Dump	HEAVY DUMP	1HTTGAST3WJ000425
Town of Moreau	31479	2001	Freightliner	Dump	HEAVY DUMP	1FVHAEAS31LH71783
Town of Moreau	31479	2003	Freightliner	Dump	HEAVY DUMP	1FVAALAS73LK75780
Town of Moreau	31479	2004	Freightliner	Truck	HEAVY DUMP	1FVHAEAS44DM51786
Town of Moreau	31479	2008	Mack	Dump	HEAVY DUMP	12AX17C78M001006
Town of Moreau	31479	2010	International	Dump Trk w/P/S	HEAVY DUMP	1HTMMAALXAH191145
Town of Moreau	40479	2012	International	Dump W/Plow & Sander	EXTRA HEAVY DUMP	1HTGRSJTBCJ619312
Town of Moreau	21479	2012	Ford	Dump	MEDIUM DUMP	1FD0X5HT1CEC68694
Town of Moreau	31479	2002	Freightliner	Dump	HEAVY DUMP	1FVABTAK82HJ90283
Town of Moreau	31479	2014	International	Dump	HEAVY DUMP	1HTGRSNT1FH100382
Town of Moreau	31479	2017	Freightliner	Dump	HEAVY DUMP	1FVAG3CY4HHJG8384
Town of Moreau	31479	2017	Ford	Dump F 550	HEAVY DUMP	1ED0X5HT9HEF40948
Town of Moreau	31479	2019	Freightliner	Dumpw/Plow/Sander	HEAVY DUMP	1FVHG3DV2KHKT0668
Town of Moreau	31479	2021	Freightliner	Dumpw/Plow Truck	HEAVY DUMP	1FVAG3FE3MHMN4467

Town Administrator

Signature _____
Date _____

Department of Public Works Supervisor

Signature _____
Date _____

Sponsored by:



333 Earle Ovington Blvd. Suite 505
Uniondale, New York 11553-3624
(516) 227-2120, FAX 227-2352
1-800-NYMIR05

12 Metro Park Road
Colonie, New York 12205-1139
(518) 437-1171, FAX 437-1182
www.nymir.org

Town of Moreau

351 Reynolds Road
Moreau, NY 12828-9261

Jesse A. Fish, Jr.

Supervisor

Phone: (518) 792-1030 Ext. 6 Fax: (518) 792-4615

E-mail: moreausuper@townofmoreau.org



Pat Killian
Deputy Supervisor

John Donohue
Councilmember

Mark Stewart
Councilmember

Kyle Noonan
Councilmember

AGREEMENT TO SPEND TOWN HIGHWAY FUNDS

TOWN OF MOREAU
COUNTY OF SARATOGA

PURSUANT TO THE PROVISIONS OF SECTION 284 OF THE HIGHWAY LAW, WE AGREE THAT MONEYS LEVIED AND COLLECTED FOR THE REPAIR AND IMPROVEMENT OF HIGHWAYS AND RECEIVED FROM THE STATE FOR THE REPAIR AND IMPROVEMENT OF HIGHWAYS, SHALL BE EXPENDED AS FOLLOWS: GENERAL REPAIRS AND IMPROVEMENTS, THE SUM OF \$844,750.00 MAY BE EXPENDED FOR GENERAL REPAIRS AND IMPROVEMENTS UPON 85.64 MILES OF TOWN HIGHWAYS, INCLUDING SLUICES, CULVERTS AND BRIDGES HAVING A SPAN LESS THAN FIVE FEET AND BOARDWALKS OR THE RENEWALS THEREOF AND PERMANENT IMPROVEMENT OF TOWN ROADS.

NO MONEYS SET ASIDE FOR SUCH IMPROVEMENTS SHALL BE EXPENDED, NOR SHALL ANY WORK BE UNDERTAKEN ON SUCH IMPROVEMENTS UNTIL THE HIGHWAY SUPERINTENDENT AND TOWN BOARD APPROVES THE EXPENDITURES, SPECIFICATIONS AND ESTIMATES FOR SUCH CONSTRUCTION.

THIS AGREEMENT SHALL TAKE EFFECT WHEN IT IS APPROVED BY BOTH THE HIGHWAY SUPERINTENDENT AND TOWN BOARD MEMBERS.

EXECUTED IN DUPLICATE THIS 12th DAY OF MARCH 2024.

SUPERVISOR FISH

COUNCILMEMBER KILLIAN

COUNCILMEMBER DONOHUE

COUNCILMEMBER STEWART

COUNCILMEMBER NOONAN

HIGHWAY SUPERINENDENT
CHRIS ABRAMS

Town of Moreau

351 Reynolds Road
Moreau, NY 12828-9261

Jesse A. Fish, Jr.
Supervisor

Phone: (518) 792-1030 Fax: (518) 792-4615
E-mail: moreausuper@townofmoreau.org



Patrick Killian
Deputy Supervisor

John Donohue
Councilmember

Kyle Noonan
Councilmember

Mark Stewart
Councilmember

MEMO TO TOWN BOARD

I have four quotes for cleaning the combined 2000/1000 fuel tank at the highway complex.

“KRMC” at a cost of: **\$5272.12**
Price includes cleaning.
Cutting two 24” holes
for inspection. No disposal.

“MAVIRO” at a cost of: **\$8580.**
No Disposal.

“Clean Harbors” at a cost of: **\$11036.70**
Includes disposal.

“DALRYMPLE
COMPANY INC.” at a cost of: **\$12901.17**
Includes disposal.

These are all estimates. All
Companies have variables.

Even though we had the tanks vacuumed out already there will be residual in the bottoms that we may have to pay for.

We can take this tank to the scrap yard in glens falls and receive some money for the tank. I recommend we go with KRMC for this job.


Chris Abrams Highway Superintendent

KRMC, Inc

DBA: Macson Industrial
macsons@macsonindustrial.com

Office 518-756-7200
Fax 518-767-3065
105 South Albany Road
Selkirk, New York 12158

Bid: 2024038
Date: 2/29/2024

Town of Moreau
1543 Rt. 9
Fort Edward, NY 12828
hwysuper@townofmoreau.org
Attn: Chris Abrams

SCOPE OF WORK

KRMC, Inc. will provide labor, material & equipment to pump out & clean (2) aboveground tanks (1) gas & (1) diesel exact size unknown. 1543 Rt. 9 Fort Edward NY

Cost	\$	5,272.12
Liquid disposal	\$.85/gallon
Drum disposal if any solids.....	\$	375.00/drum

Thank you for allowing KRMC, Inc. to furnish this cost estimate to you. Should you have any questions, please feel free to contact me.

Sincerely,
Noreen Berenger
518-447-9572

Acceptance of bid:

I (we) agree to allow KRMC, Inc. to perform the scope of work as noted above. Bid amount is valid 30 days from the above date.

Signature _____ Date _____



MAVIRO

Client Name:	Town of Moreau Highway Department
Scope:	Gasoline and Diesel Fuel combined tank Decommissioning
Location:	Town of Moreau Highway Department Garage
Contact Name:	Christopher Abrams
Email:	hwysuper@townofmoreau.org
Phone:	518-361-2585

MAVIRO Inc. would like to thank the Town of Moreau Highway Department for the opportunity to provide an estimate for tank cleaning and decommissioning at the Town of Moreau Highway Department Garage. Our proposal is based on the information you have provided about this need and our experience with this work, in a Time & Materials fashion.

MAVIRO will complete the following tasks for this project:

Decommission a 3000 gallon split tank with a capacity of 1000 gallons of gasoline and 2000 gallons of diesel fuel. It's MAVIRO'S understanding that the tank was already drained of liquids and residual fluids and sludge were vacuumed out.

Maviro staff will pump out any remaining gasoline and diesel fuel into a 55 gallon DOT shippable drum. Maviro staff will setup ventilation on the gasoline tank and monitor vapor levels using a 4-gas meter to ensure the tank is safe to cut. The tank will be cut in half, placed on poly sheeting and residual fuel remaining cleaned off the interior walls and floor of the tank. It is MAVIROs understanding that the town is going to dispose of tank themselves for scrap, therefore costs for disposal of the tank are not included in this proposal.

All work will be performed in accordance with all MAVIRO Safety and Environmental Rules/Policies. As well as in accordance with all local, state, and federal codes, standards, and regulations, such as OSHA.

- Provide a crew of 3 including a heavy equipment operator and 2 cleaning technicians.
- Provide all PPE and safety equipment
- Provide a mini excavator for handling of the tank.
- Provide all necessary equipment and materials to complete the scope of work
- Dispose of drummed waste at a landfill certified to handle gasoline (hazardous) waste.
- Dispose of cleaning waste and disposable PPE.



- Town of Moreau Responsible for the following:
 - Ensure accessibility to the tank for a truck and trailer.
 - Provide oversight for acceptance of tank cleaning work.

Estimated Costs	Total
Mobilization/Demobilization	\$968.85
Materials – PPE, Oil absorbent materials, Decon Supplies	1,305.00
Equipment – Crew truck, trailer, Mini Excavator, pumps, air compressor, demo saw, 4-gas meter, exhaust fans, drum, poly sheeting	\$1,490.00
Labor (prevailing wage) – Estimated 1 day, 1 operator, 2 technicians	\$2,695.28
Transportation and Disposal –	\$1,597.50
Environmental Recovery Fee –	\$523.68
Estimate – # 8580.31	\$8,580.31

- ✓ Prevailing wage rates assumed.
- ✓ No Quote Terms and Conditions will supersede any agreed upon language in a Service Agreement or MSA.
- ✓ Maviro will schedule and commit to this work after a Service Agreement is executed, a copy of the Purchase Order/Work Order is received, start date is given, and billing instructions/requirements provided.
- ✓ Maviro reserves the right to Progress-Bill, weekly or monthly, depending upon project size.
- ✓ Any material changes or modifications to the scope must be addressed in writing prior to the start of the project.
- ✓ Proposal is based on the employment of non-union personnel.
- ✓ A minimum of 14 days' notice of start date is required; date changes within 14 days of



MAVIRO

original start date will result in Stand-By Equipment & Personnel charges.

- ✓ An emergency mobilization will be applied when less than 7 days advance notice is given.
- ✓ Pricing is valid for 60 days from date of quotation (unless otherwise noted).
- ✓ NON-CONFORMING/OFF-SPECIFICATION WASTE - All pricing and services are based upon the represented waste materials, as identified and/or specified by the generator. Any deviation from the waste material representation, identification or specification may deem the material non-conforming/off-specification at the final TSDF. Title for all waste remains with the generator. Any additional charges associated with handling, processing and/or returning any non-conforming or off-specification waste material shall be the responsibility of the generator. Charges may include, but may not be limited to, TSDF rejection fees, re-routing transportation charges, drum transportation charges, additional handling and or disposal charges. Waste could be returned to generator.

MAVIRO INC.'S STANDARD TERMS AND CONDITIONS FOR THE SUPPLY OF SERVICES

Whereas, it is the mutual desire of the parties hereto that MAVIRO provide Customer with certain Services pursuant to the terms and conditions set forth herein.

1. DEFINITIONS.

- "MAVIRO" means Maviro Inc.
- "Customer" means a business, individual or organization that has contracted with MAVIRO for the provision of Services.
- "Services" means the services described in MAVIRO's proposal, a purchase order or similar ordering document, and exhibits and addenda referenced therein, and includes Project Materials applicable to MAVIRO's provision of the Services.
- "Project Materials" means all equipment, materials, and supplies provided by MAVIRO as part of, in conjunction with, or incidental to its provision of the Services.

2. ACCEPTANCE OF AGREEMENT. These Terms and Conditions for the Supply of Services ("Terms and Conditions") apply to the provision of Services by MAVIRO to Customer. Except as otherwise agreed to in writing by MAVIRO, these Terms and Conditions, as well as the terms and conditions set forth in MAVIRO's proposal, constitute the sole and entire agreement between MAVIRO and Customer with respect to the subject matter hereof (the "Agreement"). Any term or condition included by Customer which is inconsistent with, or in addition to, this Agreement is expressly rejected and MAVIRO's acceptance of an order from Customer is expressly conditioned upon Customer's acceptance of these Terms and Conditions. This Agreement shall govern, control, and apply to all Services requested by Customer from MAVIRO via purchase orders, delivery tickets, invoices or other written agreements between MAVIRO and Customer. This Agreement does not obligate Customer to order Services from MAVIRO, nor does it obligate MAVIRO to accept orders from Customer. MAVIRO's failure to object to any term or condition in any oral or written communication from Customer shall not constitute acceptance of, or waiver of, any term or condition of this Agreement.

3. PRICING AND PAYMENT. The Agreement price shall be firm for the period set forth in MAVIRO's proposal unless otherwise agreed to in writing by MAVIRO. Invoices will be payable upon receipt of invoice and completion of the Services unless other payment terms have been agreed to in writing by the parties.



MAVIRO

MAVIRO reserves the right to charge an interest rate of one and one-half percent (1½%) per month or the maximum percentage rate permitted by law, whichever is lower, on any amounts not paid in accordance with invoiced terms. Without limiting any other remedies under the law, Customer shall reimburse MAVIRO for all of MAVIRO's costs and expenses, including reasonable attorneys' fees, incurred in connection with collecting overdue accounts.

4. **TAXES.** All fees and pricing are exclusive of any federal, state or municipal taxes which may be imposed on any Project Materials provided or Services performed. Customer agrees to pay such taxes in addition to the Agreement price.
5. **LAWS AND REGULATIONS.** MAVIRO acknowledges the applicability of all valid local, state and federal laws, rules and regulations that may relate to its operations hereunder. Customer assumes responsibility for compliance with all other applicable valid rules and regulations of governmental agencies and for designing and maintaining the area of operations where such Services are to be performed. MAVIRO shall comply with all pension laws, Equal Employment Opportunity Laws and unemployment laws, including payment of all contributions legally due or payable as a result of any governmental or private pension or profit-sharing plans with reference to MAVIRO's employees engaged in the performance of any Services hereunder.
6. **ASSIGNMENT.** Neither party shall have the right to assign this Agreement without the prior written consent of the other party, which shall not unreasonably be withheld. Consent to any such assignment shall not relieve the parties of their obligations hereunder.
7. **CONFIDENTIAL INFORMATION.** MAVIRO and Customer shall keep strictly confidential all of the other party's confidential and sensitive information of which it becomes aware of in the course of the performance of this Agreement and the parties shall take adequate measures to ensure that their employees and other engaged personnel shall equally comply with this confidentiality commitment. This confidentiality commitment shall not apply to information which (i) is already known to the recipient or is publicly available at the time of disclosure, (ii) is lawfully disclosed to the recipient by a third party without an obligation of confidentiality, (iii) becomes publicly available after disclosure without any fault of the recipient, (iv) recipient can prove is independently developed by the recipient without reliance or reference to the information of the discloser, or (v) is required to be disclosed by law or public order.
8. **WARRANTIES.** MAVIRO will use its best judgment in making recommendations and suggestions as to how the Services should be performed and warrants that it will perform the Services in a good and workmanlike manner in accordance with industry standards. If any of Services are found to be defective or otherwise not in conformity with the foregoing warranties prior to final acceptance, MAVIRO shall, as MAVIRO's sole obligation and Customer's exclusive remedy for defective Services, reform the non-conforming Services; provided that, MAVIRO's liability shall not exceed an amount equal to the cost of the respective defective Services performed. IN CONSIDERATION OF THE ABOVE EXPRESS WARRANTY, ALL OTHER WARRANTIES, EITHER EXPRESSED OR IMPLIED, WHETHER ARISING UNDER LAW OR EQUITY OR CUSTOM OF THE TRADE, INCLUDING WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE, ARE EXCLUDED FROM THE AGREEMENT.
9. **LIMITATION OF LIABILITY.** NOTWITHSTANDING ANYTHING TO THE CONTRARY HEREIN, NEITHER PARTY SHALL BE LIABLE TO THE OTHER FOR ANY INDIRECT, SPECIAL, PUNITIVE, EXEMPLARY OR CONSEQUENTIAL DAMAGES INCLUDING, BUT NOT LIMITED TO, DAMAGES FOR LOST PRODUCTION, LOST



MAVIRO

REVENUE, LOST PRODUCT, LOST PROFITS, OR LOST BUSINESS OR BUSINESS INTERRUPTIONS, FROM ANY CAUSE WHATSOEVER, AND EACH PARTY HEREBY RELEASES THE OTHER IN THIS REGARD.

10. **TERMINATION.** Either party may terminate the Agreement or any part of it for cause for a material breach or default by the other party which is not cured within thirty (30) days after written notice. MAVIRO shall be entitled, at any time, to terminate for its convenience all, or part of, this Agreement by giving notice thereof to Customer. In the event of termination under this Section 10, MAVIRO shall be entitled to payment for the portion of the Services successfully performed and accepted by Customer up to the date of termination.

11. **FORCE MAJEURE.** Neither party shall be considered in breach of the Agreement (excluding any obligation by Customer to pay MAVIRO for Services) if prevented from performing by any condition of force majeure which is beyond the control and without the negligence of the party so affected. Force majeure shall include but not be limited to the following: blockades, insurrections, riots, pandemics, quarantines, medical crises, landslides, lightning, earthquakes, fires, storms, floods, washouts, civil disturbances, explosions, breakage or accident to equipment or machinery, and acts of government.

12. **INSURANCE.** MAVIRO agrees to procure and maintain the following insurance during the term of this Agreement:

- a) Workers' Compensation – in accordance with applicable statutory requirements.
- b) Employers Liability - \$1,000,000 limit of liability.
- c) General liability, including products and completed operations coverage, for bodily injury, and property damage resulting from the Material, with minimum limits of \$1,000,000 each occurrence and \$2,000,000 general aggregate.
- d) Automobile liability, bodily injury, and property damage of \$1,000,000.
- e) Contractors Pollution Liability limit of \$10,000,000 per occurrence.

MAVIRO shall furnish certificate(s) of insurance evidencing the above insurance policies upon request.

13. **INDEPENDENT CONTRACTOR.** In the performance of the Services hereunder, MAVIRO shall be an independent contractor and neither MAVIRO nor anyone used or employed by MAVIRO shall be deemed, for any purpose, to be the agent, servant or representative of Customer. Customer shall have no direction or control of MAVIRO or its employees and agents except in the results to be obtained. MAVIRO shall have no direction or control of any persons other than MAVIRO's agents, servants, and employees.

14. **GOVERNING LAW AND VENUE.** The validity, interpretation and construction of the terms and conditions of this Agreement shall be construed, interpreted and enforced in accordance with the laws of the state where the Services are performed, exclusive of conflict of laws principles. The parties agree that the sole and exclusive venue for the resolution of any and all disputes arising from or relating to this Agreement is in the state or federal courts located in the state where the Services are performed.

15. **AMENDMENT/WAIVER.** Waiver by either party of any default by the other party shall not be deemed a waiver of any other default. No provision of this Agreement may be deemed waived, amended, or modified by either party unless such waiver, amendment, or modification is in writing and signed by authorized representatives of both parties.



MAVIRO

16. SEVERABILITY. Should any provision in this Agreement be adjudicated void or illegal, all other provisions shall continue in full force and effect.

17. ENTIRE AGREEMENT. This Agreement with documents as expressly incorporated by reference is intended as a complete, exclusive, and final expression of the parties' agreement with respect to the subject matter herein and supersedes any prior or contemporaneous agreements, whether oral or written, between the parties.

Customer Signature _____

Date _____



QUOTE CONDITIONS

The proposal is based on the following assumptions and site conditions. Any work which falls outside of the assumptions will constitute work beyond the intended scope and be completed upon mutually satisfactory terms.

- CHES Personnel will have free and clear access to site at scheduled time of work.
- Final billing will reflect the actual amount of labor and materials used to complete this project. Any delays on site out of the control of CHES Personnel may result in additional charges being applied to the final invoice.
- Waste disposal costs are an estimate only. Final waste disposal costs will be based on the waste material profile approval, as pre-coded, to designated facility. Actual quantities will be invoiced, minimums may apply.
- Customer must indicate if work will be non-taxable. If non-taxable, customer must supply an applicable Tax-Exempt Certificate or other acceptable proof of tax exemption prior to the start of work.
- A signed copy of this quote and a PO must be sent to a CHES representative prior to the start of work.
- CHES will remove residual product from both tanks, pressure wash and use degreaser to remove residual oil from tank walls.
- Once tanks are empty and clean, CHES will label tank Empty with out of service date & cut two 24"x24" holes in tank for Scrap yard visual inspection.



QUOTE SUMMARY

Description	Estimated Amount
TASK 1: TRAVEL & EQUIPMENT NON-PW \$3,192.00 per day, estimated 1 day	\$3,192.00
TASK 2: GAS/DIESEL TANK CLEANING PW \$2,368.08 per day, estimated 1 day	\$2,368.08
TASK 3: GAS/DIESEL TRANSPORTATION & DISPOSAL	\$3,873.00
Subtotal	\$9,433.08
Estimated Recovery Fee	\$1,603.62
ESTIMATED QUOTE TOTAL *	\$11,036.70

* Quote total is an estimate. Final billing will be based upon actual quantities of resources used and/or volumes of waste produced in performance of the quoted services.



TASK 1: TRAVEL & EQUIPMENT NON-PW

TASK 1: TOTAL LABOR, EQUIPMENT, AND MATERIAL	\$3,192.00
\$3,192.00 per day, estimated 1 day	
Estimated Recovery Fee	\$542.64
Estimated total, including Fees	\$3,734.64

TASK 2: GAS/DIESEL TANK CLEANING PW

TASK 2: TOTAL LABOR, EQUIPMENT, AND MATERIAL	\$2,368.08
\$2,368.08 per day, estimated 1 day	
Estimated Recovery Fee	\$402.57
Estimated total, including Fees	\$2,770.65

TASK 3: GAS/DIESEL TRANSPORTATION & DISPOSAL

DISPOSAL

Profile/Waste Code	Waste Description	Qty	UOM	Price	Total
A32	SPECIFICATION OIL & WATER	8	55 gallon drum	\$198.00	\$1,584.00
				Total	\$1,584.00

Amount	Description	Qty/UOM	Days	Unit Price	Extended Total
1	Equipment Operator	8 hour	1	\$80.00	\$640.00
1	Field Technician	8 hour	1	\$62.00	\$496.00
1	Stake Body/Utility Truck	1 day	n/a	\$440.00	\$440.00
				Total	\$1,576.00



TRANSPORTATION

Dispatch Location	Qty	Price UOM	Total
Albany, NY ServiceCenter	6	\$72.00 container	*\$713.00

*Minimum charge \$713.00 per trip.

A demurrage charge of \$115.00 per hour will apply as follows:

Number of Containers	Allowable Loading Time
1 to 10	0.5 hour(s)
11 to 15	0.75 hour(s)
16 to 25	1 hour(s)
26 to 35	1.25 hour(s)
36 to 40	1.5 hour(s)
41 to 45	1.5 hour(s)
46 to 50	1.75 hour(s)
51 to 80	2 hour(s)

TASK 3: TOTAL ESTIMATE	\$3,873.00
Estimated Recovery Fee	\$658.41
Estimated total, including Fees	\$4,531.41

WASTE CLASSIFICATIONS SPECIFICATIONS

Waste Code	Description
A32	<p>Specification Oil & Water</p> <p>Non-detectable concentration of PCB's (i.e. <2ppm MDL) Organic Halogen less than 1,000 ppm pH between 2-12.5 Must be petroleum-based oil (greater than 5000 BTUs/lb) No pesticides Flash point greater than 100°F Cannot be mixed with other hazardous waste Total Cadmium less than 2 ppm Total Chrome less than 10 ppm Total Arsenic less than 5 ppm Total Lead less than 10 ppm Less than one inch of solid in the drum Greater than 10 percent water PRIMARY DISPOSAL METHOD: OIL RECOVERY/WASTEWATER TREATMENT</p>



GENERAL CONDITIONS

- Except where superseded by an existing services agreement the following terms and conditions apply to this quoted business.
- The customer hereby acknowledges that the estimated cost is based upon a preliminary appraisal by a Clean Harbors Representative, and that the amount invoiced by Clean Harbors will be based upon labor and materials actually expended in performing the scope of work. Any changes in the scope will be billed on a time and materials basis.
- Clean Harbors guarantees to hold these prices firm for 30 days.
- Terms: Net 30 Days
- For work to begin we ask that you acknowledge the quotation with a signature and provide the appropriate purchase order number. Where modifications to the scope of services become necessary, Clean Harbors will notify the customer promptly and obtain customer authorization for such modifications and a revised contract price will be established in order to finish the project.
- This proposal is contingent on the customer providing full and complete access to the site. Customer represents and warrants to Clean Harbors that the customer has the legal right, title and interest necessary to provide access to the site. In addition, customer warrants that it has supplied Clean Harbors complete and accurate information regarding the site, subsurface conditions, utility locations, site ownership, hazardous materials or wastes and other substances or hazards likely to be present and any other reports, documentation or information concerning the scope of work.
- Interest will be charged at 1.5% per month or the maximum allowed by law for all past due amounts.
- Disposal will be managed within the Clean Harbors Network of Approved Facilities.
- Local, state and federal fees/taxes applying to the generating location/receiving facilities are not included in disposal pricing and will be added to each invoice as applicable.
- Materials subject to additional charges if they do not conform to the listed specifications.
- A Profile Approval Fee of \$125 and Profile Recertification fee of \$35 for recertification will be charged upon profile approval or recertification.
- Clean Harbors supports many invoice delivery options (E-mail, Electronic Invoicing, EDI, Etc.). Pricing is based on Clean Harbors' standard invoice delivery method of E-mail. If another delivery method is required there could be an additional service fee per invoice. Any alternate delivery methods must be reviewed and approved by Clean Harbors prior to acceptance and implementation.
- A variable Recovery Fee (that fluctuates with the DOE national average diesel price), currently at 17.0%, will be applied to the total invoice. For more information regarding our recovery fee calculation please go to: www.cleanharbors.com/contact-us/customer-resources.
- Pickups that require same day or next day service may be subject to additional charges.
- Pickups cancelled within 72 hours of scheduling will be subject to cancellation charges.
- Transportation charges to the final disposal facility will be charged in addition to local transportation to our truck to truck hub/local facility and will vary with logistics and routing.



GENERAL CONDITIONS

- Time over eight (8) hours in the normal workday and all day Saturday is considered overtime and will be billed at 1.5 times the applicable straight time rate for all billable personnel unless otherwise quoted. Sunday and Holidays are considered premium time and will be billed at 2.0 times the applicable straight time rate for all billable personnel unless otherwise quoted.
- This proposal is submitted contingent upon the right to negotiate mutually acceptable contract terms and conditions, which are reflective of the work contemplated, and an equitable distribution of the risks involved therein. In the event that such agreement cannot be reached, Clean Harbors reserves the right to decline to enter into such an agreement without prejudice or penalty.
- In the event that legal or other action is required to collect unpaid invoice balances, Customer agrees to pay all costs of collection, including reasonable attorneys' fees, and agrees to the jurisdiction of the Commonwealth of Massachusetts.
- E-Manifests: EPA Requires electronic filing and reporting of manifest. To cover the cost of the E-Manifest and administrative cost of entering manifest into the system and managing the data, Clean Harbors will charge \$27 per manifest on every invoice.
- Unless specifically noted, these rates are not valid where Prevailing Wages and / or certified payroll apply. Any Prevailing Wage rates will be quoted on a case-by-case basis.
- Customer will be responsible for providing water on site. If not provided, additional charges will apply.

ACKNOWLEDGEMENT

Your signature below indicates your acceptance of the pricing and terms detailed in the quote above.

Thank you for the opportunity to be of service.

Signature

PO#

Date

Print Name

Quote # 4546915



15 Grace Moore Rd.
Saratoga Springs, New York 12866
Ph: 518-587-5566 / Fax: 518-587-6296

January 30, 2024

Town of Moreau HWY Dept.
1543 Route 9
Fort Edwards, NY 12828

RE: Aboveground Fueling Equipment Removal

We are pleased to offer this proposal as outlined below:

Scope of Work

- Mobilize labor force to jobsite.
- Shut down site & make all electrical safe. ✓
- Demo and remove tank top trim & equipment assemblies. ✓
- Access both compartments and have them cleaned.
- Demo and dispose of existing fire system & rack. ✓
- Demo and dispose of all fueling system equipment inside the bollard area. ✓
- Remove and dispose of the existing tank.
- Finish cleaning up site.
- Provide necessary paperwork upon completion.

Total Cost: **\$12,901.17**

Thank you for choosing R.M. Dalrymple Co., Inc. for your petroleum equipment needs. We appreciate your business.

Sincerely,

Joel Pasqualino
R.M. Dalrymple Company, Inc.

Acceptance Signature

Title Date

INITIAL: _____ DATE: _____

The pricing in this quotation is valid for 7 days from the date on the first page. After 7 days, prices may be subject to change.

This estimate is based on our interpretation of the scope of work detailed above.

TERMS AND CONDITIONS:

Please initial each item listed below

_____ **POTENTIAL
PRICE INCREASES:**

The current market conditions in the United States and our industry have had a direct impact on our projects and pricing. This quotation is provided on the current market value for material, labor, surcharges, equipment rental and all other associated costs as of the date of this document. R.M. Dalrymple Co, Inc., may be forced to increase pricing at time of procurement of materials to offset any price increases and surcharges. This clause is in effect as of March 8, 2022, until further notice. We will be happy to review with you how this may impact your project.

_____ **LIQUID DISPOSAL:**

This quotation includes up to 200 gallons of liquid disposal. Any additional liquid disposal outside of the mentioned amount will be charged as an "extra" at a cost of \$.95/gal.

_____ **DRUM DISPOSAL:**

This quotation includes up to (2) Drums for bottom of tanks. Any additional drums needed outside of the mentioned amount will be charged as an "extra" cost of \$450.00/drum.

_____ **INDEMNIFICATION:**

Owner shall indemnify, defend, and hold harmless R.M. Dalrymple, its employees, officers, subcontractors, and affiliates from any losses, damages, liabilities, obligations, settlements, costs, and expenses, which arise out of, relate to, or result from any negligence or willful misconduct, breach of contract, or any act or omission of the Owner, its employees, or directors in connection with this contract or project.

I agree to the above terms and conditions _____ Date _____

INITIAL: _____ DATE: _____

**TOWN OF MOREAU
Highway Department
1543 Route 9
FORT EDWARD, NY 12828
Chris Abrams: Highway Superintendent**

TOWN BOARD MEMO

TO: Board Members
FROM: Chris Abrams
SUBJECT: Road Striping/Saratoga County DPW
DATE: March 4, 2024

I am requesting authorization to contract with Saratoga County DPW for approximately eighty-five centerline miles of town roads available to be painted.

Attached you can find a copy of a memo from Saratoga County DPW regarding road striping for 2024.

Due to the variable of paint cost, along with labor, they are currently unable to quote an exact cost per mile.

There is a \$35,000.00 budget for this expense in A3310.499.

If you need any further information, please contact me.



Chris Abrams- Highway Superintendent



**DEPARTMENT OF
PUBLIC WORKS**


CHAD M. COOKE, P.E., COMMISSIONER

518.885.2255

SARATOGACOUNTY.NY.GOV

3654 GALWAY RD, BALLSTON SPA, NY 12020

STRIPING MEMO

TO: Highway Superintendent
FROM: Chad Cooke, P.E. Commissioner of Public Works 
DATE: February 23, 2024
SUBJECT: Road Striping for 2024

We are in the process of ordering paint for road striping. If you are going to utilize the county striping crew in your town this season, we need to know the total mileage. The water-based paint we are required to use needs to be stored inside a heated space, which we are very limited. There will be no alterations or additions to the list once received, so please be accurate on your measurements. We will need to have the mileage as soon as possible to place the order to insure delivery of the paint prior to the start of striping season.

Please email or fax us the attached form of your striping needs by March 15, 2024

- If we do not hear from you, we will assume you do not need striping this year.
- To eliminate confusion, the contact person designated on your order form will be the only person the county will correspond with concerning striping.
- We will need to know the mileage of the road and if it is to be striped in the fall of the year as well as upcoming projects that will need to be striped after paving is complete.
- Prior to any work to be performed by the county, roads having no visible markings shall have their centerlines marked and at intersections the town shall place symbols designating the centerlines beginning and end.
- Please indicate on our attached form if no striping is required.

Please note that the attached form is the only form we will accept!

S:\SHARE\HIGHWAYS\Traffic\Striping\Striping Letter - 2024.docx

2024 road striping

Yellow paint: \$ 376.44 11.59 miles @ \$32.48 per.

White Paint: \$ 210.01 12.98 miles @ \$16.18 per.

Glass Beads: \$ 4769.04 24.57 miles @ \$194.10 per.

Total \$ 5355.49 Material cost

Saratoga Co. will only give an estimate for materials and no estimate for labor including overtime.

Highway budget for striping is \$35000 so this leaves \$29644.51 for labor and equipment costs. Again, I have no idea what the final bill be.

Jesse Fish

From: Jesse Fish
Sent: Thursday, March 7, 2024 11:16 AM
To: Chris Abrams
Subject: FW: County DPW pavement markings

From: Chad Cooke <CCooke@saratogacountyny.gov>
Sent: Thursday, March 7, 2024 9:47 AM
To: Jesse Fish <moreausuper@townofmoreau.org>
Cc: Steve Bulger <SBulger@saratogacountyny.gov>
Subject: County DPW pavement markings

Supervisor Fish-

In response to our conversation yesterday, I checked with staff here in the office in terms of our pricing for applying pavement markings.

The process of applying pavement markings is entirely dependent on the weather so our labor rates vary depending on whether the work is being performed after hours. This is routine with our striping crew, unfortunately, as the weather typically doesn't cooperate.

Our costs for materials also fluctuate throughout the year but we tried to simplify these costs for Towns by providing standard pricing as follows:

White Paint	\$16.18 per mile
Yellow Paint	\$32.48 per mile
Reflective Beads	\$194.10 per mile
Labor/Equipment	\$300.00-\$500.00 per mile

I believe this information was shared with the Highway Superintendent in Moreau earlier this week.

So, unfortunately, I can't provide a firm cost per mile as it is entirely dependent on when we stripe and, depending on the traffic volumes and complexity of the work, we may have additional follow vehicles which drive up the labor/equipment costs.

Please let me now if you have any questions.

Thanks,
Chad

Town of Moreau

351 Reynolds Road
Moreau, NY 12828-9261

Leah M. Cronin
Sole Assessor

SARATOGA COUNTY, STATE OF NEW YORK
Phone: (518) 792-1030 x4
E-mail: assessor@townofmoreau.org



Jesse Fish
Town Supervisor
Patrick Killian
Deputy Supervisor
John Donohue
Councilmember
Kyle Noonan
Councilmember
Mark Stewart
Councilmember

March 6, 2024

REQUEST TO FOR ATTENDANCE AT EDUCATION CLASSES

I hereby request permission for Riley McGuiggan to attend 2 continuing education classes. These are both offered by the New York State Assessors Association and given via zoom. Class descriptions are attached. Funds for education have been budgeted for and will be pulled from the Department Contractual budget line A1355.4.

Class 1: Reading and Understanding Deeds

Cost: \$110

Date: March 18, 2023 9am – 4pm

Mileage: \$0 – taken in office via zoom

Class 2: Agricultural Valuation and Exemptions

Cost: \$110

Date: April 12, 2023 9am – 4pm

Mileage: \$0 - taken in office via zoom

Total Expenses: \$220

Respectfully submitted,

Leah M. Cronin, IAO
Assessor

From: New York State Assessors Association <admin@nyassessor.org>
Sent: Wednesday, March 6, 2024 2:21 PM
To: Leah Cronin
Subject: NYSAA Classes: Income Redefined Rescheduled; Commercial/Industrial Valuation Scheduled



INCOME REDEFINED: RPTL 467 & RPTL 459-C HAS BEEN RESCHEDULED!

Scroll to the bottom for registration information.

Income Redefined: RPTL 467 & RPTL 459-C

Wednesday, March 13, 2024

9:00 a.m. - 12:00 p.m.

Delivered via Zoom

Instructor: Donna Komor, IAO

Credit: 3

\$50 Institute of Assessing Officers (IAO) Members (not IAAO)

\$55 NYSAA Members

\$100 Non-members

Assessors and staff must understand the income requirement for the Senior Exemption (RPTL 467) and the Disabled with Limited Income Exemption (RPTL 459-c) for proper administration of these income-related exemptions. This new half-day class will refresh your knowledge of the basics of these popular exemptions, define and redefine income per the latest statute, and acquaint you with brand new resources and tools for successful and efficient exemption administration. The class will conclude with processing a variety of examples of income. Prior experience in processing these two exemptions will be beneficial, but it is not required. Intended for municipalities outside New York City.

1) Reading and Understanding Deeds

Monday, March 18, 2024

9:00 a.m. - 4:00 p.m.

Delivered via Zoom

Instructor: Todd Wiley, IAO

CE credits: 6

Fees:

\$100 Institute of Assessing Officers (IAO) Members (not IAAO)

\$110 NYSAA Members

\$200 Non-members

This course covers the details of deeds, and it will also focus on related ownership topics to assist with exemption eligibility determinations. It includes the descriptions of the legal terms for transferring property, requirements for a valid deed, types of deeds, as well as the different forms of property ownership. Discussion will touch on life estates, remainder interests, and trusts, and how they impact on exemption eligibility. Opinions of Counsel relating to ownership determinations will be covered. Case studies with various types of ownership scenarios and their impact on exemption eligibility are covered.

Approved for DOS credit.

(2) Agricultural Valuation and Exemptions

Friday, April 12, 2024

9:00 a.m. - 4:00 p.m.

Delivered via Zoom

Instructor: James Kirsch, IAO

CE credits: 6

\$100 Institute of Assessing Officers (IAO) Members (not IAAO)

\$110 NYSAA Members

\$200 Non-members

This course will discuss methods and tools used in farm valuation and also dive into the agricultural land assessment/exemption program. There is a lot to consider when appraising an agricultural property, including land types and suitability, location, markets for crops, and various building uses. Students will learn about what makes some soils more valuable than others, how to analyze sales data, agricultural building types, and valuation. Attendees will also learn about the agricultural land exemption and building exemptions. Students will work on an exercise in administering an agricultural assessment exemption. This course is intended for any level of assessor/county director.

How Not to Go to Trial on a Tax Certiorari Case (but Win if You Have To)

Friday, April 26, 2024

9:00 a.m. - 4:00 p.m.

Delivered via Zoom

Instructor: John Zukowski, IAO, MAI, SRA

CE credits: 6

\$100 Institute of Assessing Officers (IAO) Members (not IAAO)

\$110 NYSAA Members

\$200 Non-members

This one-day seminar is designed to show how to take Article 7 proceedings from the cradle to grave. Many important and controversial issues will be discussed. Having a good understanding of the entire procedure will prepare an assessor or staff member to make decisions when it is proper to proceed with an Article 7 to court, and when it is more effective to settle. The ramifications of both decisions will be explored in detail. Understanding the process will also assist the assessor in creating the primary steps to deflect situations that make some towns an easy target for tax advocates, which erode a proper assessment roll.

Commercial and Industrial Valuation

June 24, 26, 28, Exam on July 1, 2024

9:00 a.m. - 4:00 p.m. first three days; 9:00 a.m. - 12:00 p.m. on July 1

Delivered via Zoom

Instructor: John Zukowski, IAO, MAI, SRA

Credit: 18

Fees: \$470.00 for NYSAA members; \$625.00 for non-members

This course is designed to provide a basic understanding and overview of the procedures and practices necessary to appraise commercial/industrial properties. Valuations of this type can be complex and challenging even for experienced appraisers. The session includes introductory and basic instruction on how to prepare and perform a commercial/industrial appraisal. It also identifies physical types of structures and discusses appropriate use of the three approaches to value: cost approach, income approach, and sales comparison approach. In our review of the ORPTS Building Classification System, we will discuss elements of comparison and typical purchasers to develop the most applicable approaches to value of each type. (This course is a requirement for county directors seeking basic certification from ORPTS and can be taken for basic certification by assessors.)

[Click here to register and pay online with a credit card.](#)

[Click here for a full list of upcoming one-day seminars and to register for one-day seminars by email, fax, or mail \(scroll to the bottom of the web page for a PDF registration form to submit with a check or voucher\).](#)

Click here to register for Commercial and Industrial Valuation by email, fax, or mail (scroll to the bottom of the web page for a PDF registration form to submit with a check or voucher).

Questions? Please call or text 315-706-3424 or email admin@nyassessor.org.



©2024 New York State Assessors Association | 116 Salina St., Suite 8, Liverpool, NY
13088

[Web Version](#) [Preferences](#) [Forward](#) [Unsubscribe](#)

Powered by
[GoDaddy Email Marketing](#)



Office of the NEW YORK STATE

COMPTROLLER

New York State Comptroller

THOMAS P. DiNAPOLI

Division of Local Government and School Accountability
Robin Lois, Deputy Comptroller

Local Official Training Unit, 110 State Street, Albany, NY
12236

Phone: 518-473-0005 Email: localtraining@osc.ny.gov

INVOICE

INVOICE #: 24INT_Trombley_2578

DATE: March 5, 2024

To:

PO#

Erin Trombley

Moreau

351 Reynolds Rd

Moreau, NY 12828

Description

Amount

Introduction to Governmental Accounting - Online - 05/29/2024 - 05/30/2024

\$ 85

Total

\$ 85

Payment due upon receipt of this invoice.

Please send a copy of this invoice with payment.

Make all checks payable to:

Office of the State Comptroller

Attn: Remittance Control

110 State Street, 2nd Floor

Albany, NY 12236

If you have any questions concerning this invoice, contact:

Local Official Training Unit (518) 473-0005, localtraining@osc.ny.gov

Memo from the Town Clerk

To: Moreau Town Board

Re: New York State Town Clerk's Association Annual Conference, April 21-24

Gentlemen,

In addition to registering to attend the regional Clerk's Association training March 20 in Saratoga, I would like to attend the NYS Town Clerk's Association Annual Conference April 21-24. To this memo I am attaching a copy of the conference schedule indicating which days and sessions I intend to attend.

Here is a breakdown of the proposed cost of attendance:

42nd Annual NYSTCA Conference April 21-24, 2024	
Full conference registration fee (4 days)	\$ 125.00
Lunches Mon, Tues	\$ 86.00
Notary Class (incl. book)	\$ 65.00
Conference total	\$ 276.00
Mileage to be reimbursed	\$ 214.13
Total cost for conference	\$ 490.13

Since the conference is being held in Albany, I will commute, and since meals are a la carte, I would like to include conference lunches for only Monday & Tuesday's sessions. Based on my experience at the Newly Elected Official training in January, lunch is the best opportunity to network and talk to peers. We are afforded only an hour to eat and "schmooze," with other clerks during the day. Though the cost of these two lunches exceeds the New York Per Diem M&IE of \$17 in Albany, I hope you will consider increasing the meal allowance for these two sessions so I can make the most of that time.

Here are the ways I'm keeping the cost of attending the conference down:

Not attending the 10AM session 4/21:	\$50
Not attending Trivia Night mixer 4/22:	\$50
Not staying on-site (3 nights w/meals)	\$765 + \$109.75 mileage + \$31 allowance for Monday Dinner (not included in Three Night Package) = \$905.75 = saving \$415.62 by commuting

TOWN OF MOREAU

Employee Training & Conference

Reimbursement/Expense Worksheet (03/2024)

To be completed by *each* employee requesting to attend a conference

Employee Name:	Dianne Lewis	Position:	DeputyTown Clerk
Name of Conference:	New York State Clerks Association Annual Conference 4/24/24		
Hosting Agency:	NYSTCA		
Location:	The Desmond Hotel, Albany		
Total Professional Development Hours To Be Earned:			

EXPENSES

Conference Registration Fee:	\$	90.00
Hosting organization membership fee (Annual dues):		
Cost for lodging per night: _____ X _____ (TB to est. Max. if not included) _____ (# nights)	\$	-
Cost of Coverage while position is unstaffed (if applicable):		

Meals & Incidental reimbursement (M&IE):

Meals will be reimbursed at the NYS rate, which is also the Federal rate. The Standard rate of \$59.00/day covers 3 meals per day. Meals that are offered through the hotel or the conference will not be reimbursed. It is expected the employee will take advantage of offerings included in registration fees. First and last days of M & IE will be reimbursed per meal (see rates below).

	Rate			Quantity	Total
Breakfast	\$ 13.00	*	X		\$ -
Lunch	\$ 17.00	*	X		\$ -
Dinner	\$ 26.00	*	X		\$ -
Incidental	\$ 5.00	*	X		\$ -

Total	\$ 61.00	SAMPLE - TB MAY ADJUST MAXIMUM DAILY ALLOWANCES/MEALS	Total M & IE:	\$ -
-------	----------	---	---------------	------

*INDICATES MAXIMUM DAILY ALLOWANCE PER MEAL - ONLY ACTUAL COSTS WILL BE REIMBURSED.

Mileage: Reimbursed at IRS annual set rate.

Total mileage:	79.6	X	\$0.670	Total Mileage:	\$ 53.33
Tolls:			Mar-23		\$ -

TOTAL COST : \$ 143.33

Account #:
Account Starting Balance: \$
Account Ending Balance: \$

Failure to properly fill out this form and submit a timely request may delay Board action and could negatively impact approval. Receipts must be submitted for reimbursement of expenses.

NEW YORK STATE TOWN CLERKS ASSOCIATION ANNUAL CONFERENCE - ALBANY, NY - APRIL 21 - 24, 2024

Sunday, 4/21/24	Monday, 4/22/24	Tuesday, 4/23/24	Wednesday, 4/24/24
Travel Safely to Albany	Breakfast 7:00 AM - 8:15 AM	Breakfast 7:00 AM - 8:15 AM	Breakfast 7:00 AM - 8:15 AM
The Desmond Hotel 660 Albany Shaker Rd. Albany, NY 833-483-1234	Registration 8:00 AM - Noon	Registration 8:00 AM - Noon	Checkout by 11:00 AM
Athenian Dialogue 10:00 AM - 4:30 PM	OPENING CEREMONIES & Annual Business Meeting 8:30 AM - 10:45 AM	9:00 AM - 10:15 AM (Four Options) *Special Elections *Cyber Threat Resilience *NYS Retirement	9:00 AM - Noon GENERAL SESSION NYS Department of Health w/Gary Martinez
Pre-Registration Required - \$50	Break with Vendors 10:45 AM - 11:15 AM	*Fraud Prevention & Detection	Instruction on all things related to Births Marriages Deaths
Registration Noon - 5:00 PM	GENERAL SESSION Association of Towns - Updates & Highlights 11:15 AM - 12:30 PM	10:15 AM - 10:45 AM BREAK	Q & A throughout
Notary Class The Ins & Outs of Taking the Exam 1:30 PM - 4:00 PM	Lunch & Time With Vendors / County Association Lunch 12:30 PM - 1:30 PM	10:45 AM - 12:00 PM (Four Options) *Clerk Minutes *NYS DEC	LUNCH 12:00 PM - 1:30 PM
Pre-Registration Required - \$65 Handbook Provided	Notary Refresher Course 1:30 PM - 3:00 PM	*NYS DOS Division of Cemeteries * Hybrid Meetings / Live Streaming	
Vendor Blender 3:00 PM - 5:00 PM	GENERAL SESSION - Part 1 1:30 PM - 2:15 PM Keynote Speaker: Roseann Sdoia Matera Survivor of the 2013 Boston Marathon Break 2:15 PM - 2:30 PM	12:00 PM - 1:15 PM LUNCH & VENDORS	
Welcome New Clerks - First Time Attendees 3:30 PM - 4:30 PM	GENERAL SESSION - Part 2 2:30 PM - 3:15 PM Keynote Speaker: Roseann Sdoia Matera Break 3:15 PM - 3:30 PM	1:15 PM - 2:30 PM (Four Options) *Clerk Basics *Cyber Security Awareness *FOIL	
MIXER Let's Go To The Fair 6:30 PM - 9:30 PM	GENERAL SESSION - Part 3 3:30 PM - 4:15 PM Keynote Speaker: Roseann Sdoia Matera GENERAL SESSION - Part 4 4:15 PM - 4:45 PM Question & Answer Session	*NYS Assessor's Association 1:00 PM - 5:00 PM Photographer for Head Shots 2:30 PM - 3:00 PM BREAK 3:00 PM - 4:15 PM (Four Options) *Sexual Harassment Training / De-Escalation Techniques *NYS Archives *Resolutions / Motions / Local Laws *Required Reporting to State Comptroller (OSC)	SAFE TRAVELS HOME!
	MONDAY NIGHT EVENT - TRIVIA NIGHT Location will be at The Desmond!	4:15 PM - 5:00 Time with Vendors 6:00 PM Pre-Banquet Reception 7:00 PM Annual Banquet	See You Next Year!

-Dianne

*** TENTATIVE SCHEDULE - SUBJECT TO CHANGE - 02/15/24 Version**

TOWN OF MOREAU

Employee Training & Conference

Reimbursement/Expense Worksheet (01/2024)

To be completed by *each* employee requesting to attend a conference

Employee Name: Jeffery Parish	Position: Water Department Laborer
Name of Conference: American Water Works Association	
Hosting Agency:	
Location: Saratoga Springs, NY	
Total Professional Development Hours To Be Earned:	

EXPENSES

Conference Registration Fee:	\$ 270.00
Hosting organization membership fee (Annual dues):	
Cost for lodging per night: <input type="text"/> X <input type="text"/>	\$ -
(TB to est. Max. if not included) (# nights)	
Cost of Coverage while position is unstaffed (if applicable):	

Meals & Incidental reimbursement (M&IE):

Meals will be reimbursed at the NYS rate, which is also the Federal rate. The Standard rate of \$59.00/day covers 3 meals per day. Meals that are offered through the hotel or the conference will not be reimbursed. It is expected the employee will take advantage of offerings included in registration fees. First and last days of M & IE will be reimbursed per meal (see rates below).

	Rate	Quantity	Total
Breakfast	\$ 13.00 *	X <input type="text"/>	\$ -
Lunch	\$ 15.00 *	X <input type="text"/>	\$ -
Dinner	\$ 26.00 *	X <input type="text"/>	\$ -
Incidental	\$ 5.00 *	X <input type="text"/>	\$ -
Total	\$ 59.00	SAMPLE - TB MAY ADJUST MAXIMUM DAILY ALLOWANCES/MEALS	Total M & IE: \$ -

*INDICATES MAXIMUM DAILY ALLOWANCE PER MEAL - ONLY ACTUAL COSTS WILL BE REIMBURSED.

Mileage: Reimbursed at IRS annual set rate.	
Total mileage: <input type="text"/> X \$0.670	Total Mileage: \$ -
Tolls: <input type="text"/>	\$ -
TOTAL COST :	\$ 270.00
Account #:	
Account Starting Balance: \$	
Account Ending Balance: \$	

Failure to properly fill out this form and submit a timely request may delay Board action and could negatively impact approval. Receipts must be submitted for reimbursement of expenses.

Payment for this invoice is due by **04/04/2024**



New York Section

Confirmation #: 194040

Total: \$270.00

Status: Not Paid

Date: 03/05/2024 at 11:43am

Order Details

Contact NYSAWWA

Name: Jeff Parish

AWWA Member: Yes

Email: waterdept@townofmoreau.org

Phone: (518) 307-2186

Address: 351 Reynolds Rd, Fort Edward, NY 12828

Send Payments To:

201 West Genesee Street, #130

Fayetteville, NY 13066

Event

Event: New York's Water Event

Date: 4/09/2024 - 4/11/2024

Wednesday Only

Parish, Jeff / waterdept@townofmoreau.org / Town of

Moreau

\$270.00

\$270.00

TOWN OF MOREAU

Employee Training & Conference

Reimbursement/Expense Worksheet (01/2024)

To be completed by *each* employee requesting to attend a conference

Employee Name: Jeffery Parish	Position: Water Department Laborer
Name of Conference: Adirondack Waterworks Conference	
Hosting Agency: Century House Restaurant	
Location: Latham, NY	
Total Professional Development Hours To Be Earned:	

EXPENSES

Conference Registration Fee:	\$	75.00
Hosting organization membership fee (Annual dues):		
Cost for lodging per night: <input type="text"/> X <input type="text"/>	\$	-
(TB to est. Max. if not included)		(# nights)
Cost of Coverage while position is unstaffed (if applicable):		

Meals & Incidental reimbursement (M&IE):

Meals will be reimbursed at the NYS rate, which is also the Federal rate. The Standard rate of \$59.00/day covers 3 meals per day. Meals that are offered through the hotel or the conference will not be reimbursed. It is expected the employee will take advantage of offerings included in registration fees. First and last days of M & IE will be reimbursed per meal (see rates below).

	Rate		Quantity	Total
Breakfast	\$ 13.00 *	X	<input type="text"/>	\$ -
Lunch	\$ 15.00 *	X	<input type="text"/>	\$ -
Dinner	\$ 26.00 *	X	<input type="text"/>	\$ -
Incidental	\$ 5.00 *	X	<input type="text"/>	\$ -

Total	\$ 59.00	SAMPLE - TB MAY ADJUST MAXIMUM DAILY ALLOWANCES/MEALS	Total M & IE:	\$ -
-------	----------	--	---------------	------

*INDICATES MAXIMUM DAILY ALLOWANCE PER MEAL - ONLY ACTUAL COSTS WILL BE REIMBURSED.

Mileage: Reimbursed at IRS annual set rate.

Total mileage:	<input type="text" value="68"/>	X	\$0.670	Total Mileage:	\$ 45.56
Tolls:	<input type="text"/>		Jan-23		\$ -

TOTAL COST : \$ 120.56

Account #:
Account Starting Balance: \$
Account Ending Balance: \$

Failure to properly fill out this form and submit a timely request may delay Board action and could negatively impact approval. Receipts must be submitted for reimbursement of expenses.



IRS issues standard mileage rates for 2024; mileage rate increases to 67 cents a mile, up 1.5 cents from 2023

IR-2023-239, Dec. 14, 2023

WASHINGTON — The Internal Revenue Service today issued the 2024 optional standard mileage rates used to calculate the deductible costs of operating an automobile for business, charitable, medical or moving purposes. Beginning on Jan. 1, 2024, the standard mileage rates for the use of a car (also vans, pickups or panel trucks) will be:

- 67 cents per mile driven for business use, up 1.5 cents from 2023.
- 21 cents per mile driven for medical or moving purposes for qualified active-duty members of the Armed Forces, a decrease of 1 cent from 2023.
- 14 cents per mile driven in service of charitable organizations; the rate is set by statute and remains unchanged from 2023.

These rates apply to electric and hybrid-electric automobiles as well as gasoline and diesel-powered vehicles.

The standard mileage rate for business use is based on an annual study of the fixed and variable costs of operating an automobile. The rate for medical and moving purposes is based on the variable costs.

It is important to note that under the Tax Cuts and Jobs Act, taxpayers cannot claim a miscellaneous itemized deduction for unreimbursed employee travel expenses. Taxpayers also cannot claim a deduction for moving expenses, unless they are members of the Armed Forces on active duty moving under orders to a permanent change of station. For more details see [Moving expenses for members of the armed forces](#).

Taxpayers always have the option of calculating the actual costs of using their vehicle rather than using the standard mileage rates.

Taxpayers can use the standard mileage rate but generally must opt to use it in the first year the car is available for business use. Then, in later years, they can choose either the standard mileage rate or actual expenses. Leased vehicles must use the standard mileage rate method for the entire lease period (including renewals) if the

Anna Labiak

From: Anna Labiak
Sent: Monday, March 4, 2024 3:32 PM
To: awwc@delawareengineering.com
Cc: Michael Mooney
Subject: Town of Moreau Reservation

AWWC REGISTRATION:

COMPANY/FACILITY NAME: **Town of Moreau**

Email Confirmation to: waterclerk@townofmoreau.org

Number of Attendees @ \$75.00 each **1** Total Due **\$ 75** Voucher required: **Yes**

Names of Attendees: **Jeffery Parish Full-Time Water Department Laborer**

Anna Labiak

Water Department Clerk
Town of Moreau
351 Reynolds Road
Moreau, NY 12828
518-792-1030, Ext. 217



517 Broadway, Suite 203
Saratoga Springs, NY 12866

Invoice #
Q4-2023-45

Bill To
Supervisor Jesse A. Fish, Jr. Town of Moreau 351 Reynolds Road Moreau, NY 12828

Date
3/6/2024

Terms
DUE UPON RECEIPT

Description	Amount
Your 2023 Annual Membership Investment	756.00
<i>2023 Past Due membership dues.</i>	
SEDC is a 501(c)(3) not-for-profit corporation.	

Thank You for your support!

Total	\$756.00
--------------	----------

VOUCHER

TOWN OF MOREAU
 351 Reynolds Road
 Moreau, New York 12828-9261

Department(s): Dog Control

Claimant's Name and Address:
 James Cordiner
 50 Mountain Road
 Gansevoort, NY 12831

Date Voucher Received	
Fund - Appropriation	Amount
A3510.4	1,600.00
TOTAL	\$ 1,600.00

VOUCHER NO.

Date	Quantity	Description of Materials or Services	Unit Price	Amount										
		<div style="display: flex; align-items: flex-start;"> <div style="margin-right: 10px;"> <p><u>January</u> 2024</p> </div> <div> <p>Dog Control Services per contract (See attached Monthly Report)</p> </div> </div>		\$ 1,600.00										
<table border="1" style="margin: auto; border-collapse: collapse;"> <tr> <td style="width: 80%;">Voucher checked for mathematical accuracy</td> <td style="width: 20%;">Initials:</td> </tr> <tr> <td>Invoice Attached and Signed as Received</td> <td><i>JL</i></td> </tr> <tr> <td>Department Head Authorization Affixed</td> <td><i>JL</i></td> </tr> <tr> <td>Town Board Members Authorization</td> <td> </td> </tr> <tr> <td>Date Paid</td> <td>Check No.</td> </tr> </table>			Voucher checked for mathematical accuracy	Initials:	Invoice Attached and Signed as Received	<i>JL</i>	Department Head Authorization Affixed	<i>JL</i>	Town Board Members Authorization		Date Paid	Check No.		
Voucher checked for mathematical accuracy	Initials:													
Invoice Attached and Signed as Received	<i>JL</i>													
Department Head Authorization Affixed	<i>JL</i>													
Town Board Members Authorization														
Date Paid	Check No.													
TOTAL				\$ 1,600.00										

Claimant's Certification

I, James Cordiner, certify that the above account in the amount of \$ 1,600.00 is true and correct, that the items, services and disbursements charged were rendered to or for the municipality on the dates stated; that no part has been paid or satisfied, that taxes, from which the municipality is exempt, are not included; and that the amount claimed is actually due.

2/1/24
Date

Signature
DCO
Title

(Space Below for Municipal Use)

Department Approval

The above services or materials were rendered or furnished to the municipality on the dates stated and the charges are correct.

Date Authorized Official

Approval for Payment

This claim is approved and ordered paid from the appropriation indicated above.

Date Auditing Board