

A regular meeting of the Town Board of the Town of Moreau was held on May 22, 2018 in the Town of Moreau Municipal building, 351 Reynolds Road, Moreau, New York.

The Supervisor called the meeting to order at 7:00 p.m.

The Deputy Town Clerk call the roll.

**Town Board Members Present**

John Hogan	Councilman
Alan VanTassel	Councilman
Kyle Noonan	Councilman
Theodore T. Kusnierz, Jr.	Supervisor

**Town Board Members Absent**

Gina LeClair

**Also present:** Tammy Daley, Deputy Town Clerk; Karla Buettner, Attorney for the Town; Paul Joseph, Highway Superintendent; Jesse Fish, Water Superintendent; Kathleen Moore, Post Star Reporter; Town Residents and Business owners: Stephen Duell, Jane Flagler, Bruce Lant, Virginia Livsey, Bruce Flayer, Dave Rogge, Mary Sutphin, Preston Jenkins, Greg Hewlett; Village Residents: Bridgid Martin and Harry Gutheil.

The Supervisor led the Pledge of Allegiance.

**APPROVAL OF MINUTES**

The minutes from May 1, 2018 and May 8, 2018 were prepared and presented to the Town Board prior to the meeting for their review, comment, correction and approval.

Councilman Hogan referred to the meeting on May 8, 2018 and stated on page 175 the last paragraph, second line from the bottom: should read “mulch” not much.

**Resolution #2018-195**

A motion was made by Councilman VanTassel and seconded by Councilman Hogan to approve the minutes on May 1, 2018 and May 8, 2018 with the above noted correction.

Roll call vote resulted as follows:

Councilman Hogan	Aye
Councilman VanTassel	Aye
Councilman Noonan	Aye
Councilwoman LeClair	Absent
Supervisor Kusnierz	Aye

**SET FUTURE MEETINGS AND WORKSHOPS**

An executive session was scheduled for May 30, 2018 at 7:00 p.m. for the purpose of conducting interviews for the Recreation Department and Transfer Station.

**SEWER MAP PLAN AND REPORT**

Supervisor Kusnierz stated that he wanted to provide an update on the public hearing from the Sewer Map Plan and Report. He stated the Town Board continues to be committed to provide an affordable sewer infrastructure plan that will focus on providing Economic Development for the commercial corridor. The Town Board wanted everyone that is paying for this project to be involved and be able to provide comments and concerns to the Town Board to consider. He also stated it was a very good turnout

A regular meeting of the Town Board of the Town of Moreau was held on May 22, 2018 in the Town of Moreau Municipal building, 351 Reynolds Road, Moreau, New York.

of people that attended. The decision the Board needs to make now is whether or not to accept the Map Plan and Report as it has been designed, suggest modifications to it, or take no action.

Supervisor Kusnierz also stated he listened to a presentation from the Hudson Headwaters Health Network Representative, to the Planning Board, on the building they want to build. The issue of sewers was mentioned several times. He stated that they would love to “tie in” with the sewer as part of the construction of the building. Because we do not have sewer infrastructure now in our commercial corridor, they have to design a conventional sewer system. The additional cost for them to do this is \$85,000. This is money that they have to come up with, up front. They would be using prime real estate to put a separate building on it for the sewer system.

One of the major concerns of the eleven residential property owners was that they may be forced to sell their homes because of the cost of the sewer infrastructure. He stated that it is not the Boards intention to force these people out of their homes because they can’t afford to stay there. Supervisor Kusnierz stated he was going to suggest something, and with the Board’s feedback they will be able to come to a conclusion on how to move forward. Supervisor Kusnierz suggested that they take out all residential properties from the Map, Plan and Report. Also, to have the engineers update the Map Plan and Report with these residential properties taken out. The engineers would then present it to the Board for review and another public hearing would be scheduled. He stated that a business has the option to expand, to cover the costs of the sewer. The residential home owner doesn’t have the ability to increase the revenue coming to their lot unless they sell the property.

Councilman Noonan stated that he supported taking the residential properties out of the Map, Plan and Report. Councilman Hogan also agreed to take the residential properties out. Councilman Vantassel agreed to have the Map, Plan and Report revised to remove the residential properties also. Supervisor Kusnierz stated he would ask the engineers to revise the Map, Plan and Report.

### **FUND BALANCE POLICY**

Supervisor Kusnierz stated that they needed to move forward on the resolution for the Fund Balance Policy. He stated that the resolution would comply with the State Comptroller’s office. The Supervisor read the resolution aloud as follows:

The Town Board will strive to meet a minimum level of unrestricted fund balance in the General Fund – A Account, Town Outside fund – B Account, Highway fund – DB Account, with no less than 3 months of the average operating expenditures of these funds.

The Town Board will also strive to meet a minimum level of unrestricted fund balance in the Sewer Districts, Water Districts and Transfer Station accounts, at no less than 3 months of the average operating expenditures of these funds plus the reasonable amount of funds which will allow for the regular upkeep and maintenance of depreciating infrastructure and outstanding debt.

The Town Board will strive to carry forward no more than 25% of next years’ appropriations as unrestricted fund balance from one year to the next, and to adhere to this policy, the Town may transfer monies from fund balance to appropriately established reserves in those respective funds.

### **RESOLUTION # 2018- 196**

A motion was made by Councilman Vantassel and seconded by Councilman Hogan to adopt the foregoing Fund Balance Policy as read by the Supervisor:

Roll call vote resulted as follows:

Councilman Hogan	Aye
Councilman VanTassel	Aye
Councilman Noonan	Aye

A regular meeting of the Town Board of the Town of Moreau was held on May 22, 2018 in the Town of Moreau Municipal building, 351 Reynolds Road, Moreau, New York.

Councilwoman LeClair	Absent
Supervisor Kusnierz	Aye

**SARATOGA COUNTY ECONOMIC OPPORTUNITY COUNCIL**

Councilman Kusnierz stated that he attended a ceremony by the Saratoga Economic Opportunity Council. They recognize outstanding individuals and organizations at the local level. One of the people that was recognized this year was Donna Nichols, Executive Director of the Moreau Community Center. The Community Center helps with the WIC Program by providing a site for the program to operate. The Town Board has done a Proclamation for all that are involved. This Proclamation proclaims May 2018 as Community Action Month.

**PROCLAMATION**

**WHEREAS**, in 1964, President Lyndon Johnson created the Economic Opportunity Act which contributed to the creation of Community Action Agencies to address poverty in local communities, and

**WHEREAS**, Saratoga County Economic Opportunity Council is an agency committed to providing opportunities for individuals and families to achieve self-sufficiency, and

**WHEREAS**, Saratoga County Economic Opportunity Council is an advocate for promoting healthy, thriving families and caring communities, and

**WHEREAS**, Saratoga County Economic Opportunity Council offers valuable support to women, infants and children via their WIC program, providing supplemental foods, health care referrals, and nutrition education, and

**WHEREAS**, Saratoga County Economic Opportunity Council offers education, nutrition, health and mental health services through their Head Start Program, and

**WHEREAS**, Saratoga County Economic Opportunity Council has established an Emergency Food Pantry, a Community Lunch Program and many more programs for our community, and

**WHEREAS**, the Town of Moreau would like to recognize and congratulate Terry Diggory, Francine Dudka, Paul J. Feldman, Edward Fink, Thomas O'Brien and Donna C. Nichols for their outstanding efforts and making a difference in our community,

**NOW, THEREFORE, BE IT RESOLVED**, that the Moreau Town Board hereby proclaims May 2018, as Community Action Month, and that Saratoga County Economic Opportunity Council be recognized for their work as the designated Community Action Agency for their efforts to address poverty in our community.

**ENERGY CODE ENFORCEMENT TRAINING**

Supervisor Kusnierz stated, at the last Town Board Meeting, it was mentioned that there were ways for the Town to become more energy efficient. One of the requirements is to have the Code Enforcement staff train in solar programs. He stated that there is a webinar on June 21, 2018. The Town Board agreed to have the Building Inspector/Code Enforcer attend the webinar.

**HELICOPTER PAD DONATIONS**

The Town had received two helicopter pad donations, one from Harrison Avenue Self Storage, the other from Adirondack Tree Surgeons. Both donations were in the amount of \$3,200.00, for a total of \$6,400.00. The individuals that were pursuing the helicopter pad are no longer pursuing it at this time.

A regular meeting of the Town Board of the Town of Moreau was held on May 22, 2018 in the Town of Moreau Municipal building, 351 Reynolds Road, Moreau, New York.

Supervisor Kusnierz stated he would like a resolution from the Town to return the donations in the amount of \$6,400.00.

**RESOLUTION # 2018-197**

A motion was made by Councilman VanTassel and seconded by Councilman Noonan to refund the helicopter pad donations received from Harrison Avenue Self Storage and Adirondack Tree Surgeons each in the amount of \$3,200.00, for a total of \$6,400.00.

Roll call vote resulted as follows:

Councilman Hogan	Aye
Councilman VanTassel	Aye
Councilman Noonan	Aye
Councilwoman LeClair	Absent
Supervisor Kusnierz	Aye

**HIGHWAY REQUESTS**

**RESOLUTION #2018-198**

A motion was made by Councilman VanTassel and seconded by Councilman Noonan to spend \$77,360.00 out of account # DB5112.493.3 for "Cold in Place Recycling". This is under Saratoga County State Contract and, to spend \$442,550.00 out of account # DB112.493.4 for black top/nova chips projects.

Roll call voted resulted as follows:

Councilman Hogan	Aye
Councilman VanTassel	Aye
Councilman Noonan	Aye
Councilwoman LeClair	Absent
Supervisor Kusnierz	Aye

**RECREATION REQUESTS**

The recreation requests were tabled until the next meeting.

**WATER DEPARTMENT REQUESTS**

**RESOLUTION #2018-199**

A motion was made by Councilman Noonan and Seconded by Councilman Hogan to purchase a 2018 Ford F250 pickup truck with a plow, for the Water Department, from VanBortel Ford in the amount of \$33,994.10 out of account #'s 8310.2 and 8110.2. The purchase will be made under State Contract.

Roll call resulted as follows:

Councilman Hogan	Aye
Councilman VanTassel	Aye
Councilman Noonan	Aye
Councilwoman LeClair	Absent
Supervisor Kusnierz	Aye

**COURT REQUESTS**

**RESOLUTION #2018-200**

A regular meeting of the Town Board of the Town of Moreau was held on May 22, 2018 in the Town of Moreau Municipal building, 351 Reynolds Road, Moreau, New York.

A motion was made by Councilman Vantassel and seconded by Councilman Noonan to approve Chief Court Clerk Jennifer Miller and Senior Court Clerk Jamie Hickey to attend training in Potsdam, July 17<sup>th</sup> thru July 19<sup>th</sup> 2018. The cost to attend is in the amount of \$480.00.

Roll call vote resulted as follows:

Councilman Hogan	Aye
Councilman VanTassel	Aye
Councilman Noonan	Aye
Councilwoman LeClair	Absent
Supervisor Kusnierz	Aye

### **TRANSFER STATION HANDOUT**

Supervisor Kusnierz stated that Councilwoman LeClair and some staff have been working on a handout that would be provided to users at the the Transfer Station. He stated that it was almost ready to go but not quite. There is still some time to make any changes to the handout. He asked, if the Board would like to see any changes made, please contact himself or his secretary.

### **PRIVELEGE OF THE FLOOR**

Harry Gutheil stated that he appreciates the fact that the Town is still trying to get sewer along Route 9. He also stated, that with taking 10% of the people out of the project, it is going to cost the other properties more money. He wants to know when the Board is going to come up with something more affordable to the ones that are left in the district. He stated that he thinks they need to bring more people in the district to make it more affordable, and that there is a lot more work to be done on this project.

Supervisor Kusnierz stated that the Board is being very responsive in listening to the concerns of the residents. He also commented that there isn't a single proposal out there that will make everyone happy. The Town has looked at every option to bring down the cost. When you bring more users on, the cost of the project goes up.

Preston Jenkins stated that his business shows 7.6 EDU's and he only has three bathrooms. He stated that the Landmark Motel shows 7.7 EDU's, and they have over 90 units. He stated that would be more than 270,000 gallons a year, which he thought would be impossible. He asked to get together with the Water Superintendent Jesse Fish and try to find out what is going on. Jesse Fish stated he would do a data log and find out what has gone through the meter in the last six months.

Jane Kilmer stated that her property is listed as a snack bar and there hasn't been a business there in 20 years. She stated that the building is only used for storage. She also commented that she lived there and it's been a home all along. Supervisor Kusnierz asked how large the property is. Ms. Kilmer replied that it was 10 1/2 acres and that she had a horse. She didn't think that it should be zoned as a snack bar. She stated that the Assessor advised her that it didn't matter how it was listed because it was based on acreage. Supervisor Kusnierz stated that he would speak to the Assessor and find out her thoughts on this property at 1269-1275 Route 9.

### **SUPERVISOR'S ITEMS**

Supervisor Kusnierz wanted to congratulate the Principal Account Clerk, Jeffrey Cruz. He stated that the Principal Account Clerk position is Civil Service and that he had taken the test and scored 100%.

Supervisor Kusnierz stated that he had talked to Northeast Fire Protection on continuing to move forward with fixing the fire suppression system. They have agreed to present an affordable proposal to the Town to do the necessary repairs to fix it. Once they receive the proposal the Board will receive a copy of it.

A regular meeting of the Town Board of the Town of Moreau was held on May 22, 2018 in the Town of Moreau Municipal building, 351 Reynolds Road, Moreau, New York.

The Supervisor stated that there is a grant available from the Greenway Conservation Trail Program that will be setting aside \$50,000 for water trail projects. The application deadline is August 10<sup>th</sup> 2018. This is something the Town will be applying for.

There is also a grant from the Urban Forestry Grant Fund Program. They provide grants between \$11,000 and \$75,000. This money can be used for tree planting and tree maintenance. Supervisor Kusnierz asked if anyone wanted to investigate this more, he has the information on it.

**COMMITTEE REPORTS**

Councilman Noonan commented that the Cemetery Committee had met with a resident to talk about some of the steps that they could take to restore some of the dignity to some of the local cemeteries.

Councilman VanTassel stated that he had a conversation with Mayor Gutheil today, and asked him if he would support the beach again this year and deliver some more sand. He stated that the Mayor said yes without hesitation. He also wanted to thank the Village for the joint effort on the beach.

A motion was made by Councilman VanTassel and seconded by Councilman Noonan to close the meeting for the evening at 7:45 p.m.

Roll call vote resulted as follows:

Councilman Hogan	Aye
Councilman VanTassel	Aye
Councilman Noonan	Aye
Councilwoman LeClair	Absent
Supervisor Kusnierz	Aye

Meeting adjourned.

Respectfully submitted,

Tammy Daley  
Deputy Town Clerk