

Agenda  
Town of Moreau  
Special Town Board Meeting  
January 21, 2025  
7:00PM

7:00 p.m. Regular Town Board Meeting  
Roll Call / Pledge of Allegiance

1. Approval of Minutes
  - A. November 26, 2024 – Regular Town Board Meeting
  - B. December 10, 2024 – Regular Town Board Meeting
  - C. December 23, 2024 – Month End Audit Meeting
  - D. December 23, 2024 – Regular Town Board Meeting

Public Comment Period \*\*Comments and questions which pertain to agenda items

2. New Castle Payment
3. CSEA Contract
4. Local Law 3 of 2025
5. Attorney Advice Session
6. Motion to Adjourn

December 19, 2024  
**VIA MAIL & EMAIL**

Mr. Jesse Fish, Supervisor  
Town of Moreau  
351 Reynolds Road  
Moreau, New York 12828

Re: **Record Drawings & Project Closeout**  
Sewer District No. 1 Extension 5  
Town of Moreau, New York

Dear Supervisor Fish:

The Town's Contractor for the Sewer District No. 1 Extension 5 project has completed outstanding punch list items, with the exception of grinder pump training. We understand that the training for grinder pump operation is scheduled with the Town's Water & Sewer Department for January 3, 2025.

Once the training is complete, the Contractor will have satisfied all remaining punch list items. After training is complete, we recommend that the Town release punch list withholdings in the amount of \$388,400.00, less any amount the Town previously released for punch list work.

Enclosed for your use and file please find a USB drive with an electronic copy of the documents listed below. Please let us know whether paper copies are required and they will be reproduced and delivered to the Town as a reimbursable expense.

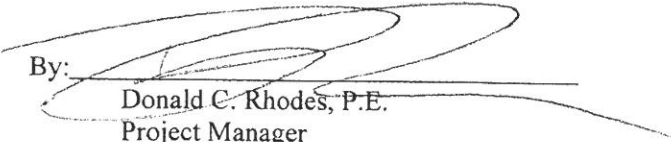
1. O&M Manuals & Warranty Information
2. Grinder Pump startup reports
3. Record Plans

The Contractor and our office intend to indicate that contract work for this project is complete on the next MWBE Quarterly Report. We understand that the Town is working directly with the EFC to finalize all funding commitments. Should additional services be requested in relation to this or other Town projects, we will be happy to assist on a time and material basis.

As always, please feel free to call with any questions or comments.

Very truly yours,  
LABERGE GROUP

By:

  
Donald C. Rhodes, P.E.  
Project Manager

CDW: kmo  
Enc.

- C. Elizabeth Bennett, Town of Moreau (email only)  
Kelly Lathan, Fiscal Advisors (email only)  
Daniel Alt, NYSEFC (email only)

J:\2018107\Correspondence\Fish\_Project Record Drawings and Project Closeout.docx

*A Town Board meeting was held at 7:00 p.m. on November 26, 2024  
at the Moreau Municipal Building, 351 Reynolds Road, Moreau, Saratoga County, New York.*

Supervisor Fish called the meeting to order at 7:00 p.m. with an attendance roll call.

<b>PRESENT:</b>	Kyle Noonan	Councilmember
	Patrick Killian	Councilmember
	Mark Stewart	Councilmember
	Jesse A. Fish, Jr.	Supervisor

<b>ALSO PRESENT:</b>	Maria Jennings	Deputy Clerk
	Jeffrey Cruz	Principal Account Clerk
	Elizabeth Bennett	Confidential Secretary
	Chris Abrams	Highway Superintendent
	Josh Westfall	Building, Planning, Development Coordinator
	Kristian Mechanick	Water Superintendent
	Leah Cronin	Assessor

**OTHERS PRESENT:** Alex Portal, Post-Star

Supervisor Fish called the meeting to order at 7:00 pm.

### **PUBLIC HEARING LOCAL LAW 8**

Supervisor Fish stated that Town Zoning Laws had not been reviewed or revised since 1989, so the town board appointed a 9-person Zoning Task Force in the spring. To open the public hearing for Local Law No. 8 of 2024, he said the Task Force had worked with Building, Planning and Development (BPD) Coordinator Josh Westfall to provide draft zoning changes to the Board. Supervisor Fish asked attendees to come up to the podium, state their name and address to provide their comments to the town board. And each speaker would be given five minutes, and the public hearing would be left open.

**Resolution 398-2024** A motion was made by Councilmember Kyle Noonan and seconded by Councilmember Mark Stewart to open the public hearing.

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

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

The motion carried 4 to 0.

Supervisor Fish stated that for the record, "we have received input from the Town Planning Board, County Planning Board and a written comment from the law firm representing Shangri-La."

Adele Kurtz from Snowberry Lane asked why the legal documents were not readily available for the meeting so the people could be informed. Councilmember Pat Killian said the web had some glitches that are being resolved. It was suggested that everything be in one place so it would be easier to view without clicking all over the web page.

Gina LeClair thanked the board for the Local Law and offered kudos to the Confidential Secretary Liz Bennett for her information.

Harry Gutheil mentioned that he, too, had trouble accessing the final version of the law on the web page. He suggested that copies be printed and available. He offered kudos to the zoning task force. He went on to state

his opinion that the Recreation park was headed for disaster with the M-1A and M-2 zones because industrial and residential uses do not blend.

Councilmember Killian took a moment between the public speakers to share his screen to explain agendas with a possible link in the future that could be clicked on for all to see and print at any time.

Tom Masso commended BPD Coordinator Josh Westfall and the task force as they offered a nice balance with economic growth and was thankful for the conference with the current Town Board. There was one concern he revisited from 7-8 months earlier—he referenced a quote from former New York State Department of Environmental Conservation, Section 92. Mr. Masso said that since then, the Town code was simplified and again thanked the current Board for the new code.

Orsen Klender referenced 703-721 Old Saratoga Road and offered his opposition to Local Law #8, saying that he had opinions which he offered in the form of an email.

Glen Kullik was thankful yet apologetic as he said the plan was a happy crisis and considered the inclusion of enjoying quality of life on his property.

Tracy Frisch with CAAN (Clean Air Action Network) said she had been in Argyle since 2002. She said she was there in support of the law, not oppose it. She said she was thankful for the residents advisory committee. Tracy asked if there was a clean earth permit to clean the dirt, as if there were PFOs it would be hard to accept the law, She also mentioned combustion appropriateness. Lastly, she acknowledged the up-to-date zoning being addressed and updated from the 1980's.

### **Board Discussion**

At 7:08 pm discussion was requested by Councilmember Noonan. Councilmember Stewart thanked BPD Coordinator Westfall along with all parties for addressing the nonresidential properties in the M-1 district. Councilmember Stewart said that currently there are 28 residential properties. At this point he was interrupted by a woman regarding the residential/industrial relationship. She indicated she was not happy and did not identify herself for the record. There was conversation around creating a UV district within the M1 zone. BPD Coordinator Westfall asked if the manufacturing zone concern was with the M-1 or M-2 zone. There were questions raised about townhouses vs. multifamily use, with Councilmember Noonan stating said the proposed law was kind of disorganized with too much focus on the ordinance. The M1A zone on West River Road referenced on page 22 supplementary was brought up as well. Gina LeClair stood up in the back of the room and voiced her concern about Industrial Park traffic concerns, with 2000 households impacted. She asked that they avoid industry with heavy truck traffic possibly linked to childhood cancer and other health concerns.

Harry Gutheil shared the history of the Industrial Park being a project from over 30 years earlier when the power company gifted the \$1 million property which was matched by a grant from the Town of Moreau to form a Business Park. Councilmembers Stewart, Killian and Noonan discussed a continuum in zoning vs. today's society. He said the last traffic study was 25 years old so the Board will be looking for the findings after an up-to-date study.

The conversation turned to the Cannabis growth facility on West River Road, referencing The Town code section 50 paragraph i-9: "No Odor," with Councilmember Noonan stating guaranteed no odor is incompatible with this type of business. Councilmember Stewart said it was open ended for enforcement which left it not at all open for interpretation. He said facility venting is essential and necessary to mitigate the pungent smell, again referencing the M-1A zone being such a small zone. Councilmen Noonan announced that The Board was awaiting better technology for the venting problem.

William Tullock approached the podium and shared that he had done research, and back in 1996 California made cultivating Cannabis illegal over 70 percent of the state. William said that greenhouses use so many



resources and energy that, in his opinion, they are not good. There was also a concern in Colorado fields, he said, and estimated that there were over 12,000 plants in Wilton which were not environmentally viable. He said he was looking to protect the community regarding health hazards as well as quality of life.

Confidential Secretary Elizabeth Bennett addressed the board at that point saying the Town cannot intervene or legally prohibit cannabis cultivation, according to the OCM in Albany, per New York State Legislature. She explained Moreau is an opt-out community and micro businesses are still allowed to grow on-site and sell farm-to-table. At 7:57 pm Councilmember Stewart revisited the large area that the M-1 zone covers and restated that the public hearing would remain open.

### **FTZGERALD'S RESTAURANT**

Supervisor Fish began the conversation about Fitzgerald's Restaurant and a grinder pump failure, whereas an emergency maintenance situation arose due to the lack of grease pits. Josh Westfall and Councilmember Noonan asked the attorney how much the cost would be to purchase a pump. The conversation led to there being pumps from 2-20 horsepower and that the cost would be \$72,000-\$73,000 this referencing the Bluebird Road pump station. This lead Councilmembers Noonan and Stewart with Supervisor Fish to consider pumping sewer to Glens Falls. Supervisor Fish said this would require a monthly bypass to flush Districts 1-4 in South Glens Falls with clean water to send it to Glens Falls. Water Superintendent Mechanick suggested a monthly maintenance program to alleviate backup situations like what happened at Fitzgerald's to avoid emergency situations, adding that all grinder pumps belong to the Town.

Supervisor Fish told Councilmember Noonan that the Town will pull the pumps and that the businesses will pay the sewer bill. Councilmember Stewart said he was looking at a new fee schedule for the Town water and sewer employees considering the liability, and to pass on the charges to all businesses to avoid emergency situations like the one at Fitzgerald's. Board members agreed they should have had a back-up plan for when sewer pump warranties run out. Supervisor Fish said that there have been four backups recently, only two historically. After the pumps are pulled, cleaned and reconditioned, dated the engineer removed two of the grease traps? Councilmember Stewart asked if as a preventative measure the scalding hot water could be rerouted from the dishwashing per engineer.

Chapter#115 of the sewer regulations of the Town board to be responsible until the bond is paid in full. Ten years life on the grinder pumps 209 in business in ext. 5. Mike Shaver asked engineers about a one-year installation.

### **SET FUTURE MEETINGS & UPCOMING EVENTS**

No meetings were set, but Supervisor Fish shared the following information:

Town Hall will be closed on Thursday and Friday this week, for the Thanksgiving holiday.

The Transfer Station will be closed November 27, as well as Thursday, November 28, for Thanksgiving. The Transfer Station would be open Friday, November 29.

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

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

The motion carried 4 to 0.

**APPROVAL OF MINUTES:**

**Resolution 399-2024** A motion was made by Councilmember Noonan and seconded by Councilmember Mark Stewart to accept and approve the minutes for the Budget Workshop on October 24, 2024, as submitted.

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

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

The motion carried 4 to 0.

**Resolution 400-2024** A motion was made by Councilmember Noonan and seconded by Councilmember Mark Stewart to accept and approve the minutes for the Month End Audit meeting and Regular Town Board meeting on October 29, 2024, as submitted.

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

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

The motion carried 4 to 0.

**OLD BUSINESS**

Supervisor Fish said that at the last meeting the Town opened a public hearing for Local Law 9, the Jacobie Farms PUD. He said that since then, the Town received input from the County Planning Board and will add that to the public comments of the next meeting.

It was brought up about the poor lighting for the State Highway entry by Bill Robson. Harry Gutheil said that on the Route 9 corridor, he would like to revisit the traffic back up at Exit 17 from the bridge triggering capacity issues.

**COMMITTEE REPORTS**

Councilmember Stewart mentioned the Community Center grant as well as the Town Recreation program with the playground being up and running.

Councilmember Noonan said he had nothing for library/cable tv and cemetery.

Councilman Killian stated that he felt a traffic study was necessary as Harry Gutheil mentioned. Councilman Noonan said he had revisited the traffic light at Spier Falls Road with New York State Department of Transportation questioning if it was out of cycle. He mentioned a roundabout would be desired but that the estimated cost for a roundabout would be over eight million dollars.

**Resolution 401-2024** A motion was made by Councilmember Noonan and seconded by Councilmember Mark Stewart.

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

*A Town Board meeting was held at 7:00 p.m. on November 26, 2024  
at the Moreau Municipal Building, 351 Reynolds Road, Moreau, Saratoga County, New York.*

---

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

The motion carried 4 to 0.

#### **ASSESSOR'S OFFICE**

Supervisor Fish said the Town Assessor has submitted a request for her Clerk to attend a training course for the RPS V4 system, which is used to run the Assessor's Office. Assessor Cronin provided the details of the class to the Town Board.

**Resolution 402-2024** A motion was made by Councilmember Noonan and seconded by Councilmember Mark Stewart to approve Matt Espey to participate in a continuing education class called V4 Basics, put on by the NYS Assessors Association, at a cost not to exceed \$110 from account A1355.4.

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

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

The motion carried 4 to 0.

#### **BUILDING, PLANNING AND DEVELOPMENT OFFICE**

**Resolution 403-2024** A motion was made by Councilmember Noonan and seconded by Councilmember Mark Stewart to authorize Matt Dreimiller to attend the NACEOA Educational Conference in Lake Placid from March 24-27, 2025, at the Cambria Hotel in Lake Placid, at a cost not to exceed \$1066.00.

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

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

The motion carried 4 to 0.

#### **HIGHWAY DEPARTMENT**

**Resolution 404-2024** A motion was made by Councilmember Noonan and seconded by Councilmember Mark Stewart to purchase road materials from Peckham Road Corporation, at an amount not to exceed \$7,000 from account DB5110.493, and that falls under Washington County Contract #2024-2025.

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

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

The motion carried 4 to 0.

**Resolution 405-2024** A motion was made by Councilmember Noonan and seconded by Councilmember Mark Stewart to approve the promotion of Sean Dunbar to MEO, effective November 24, 2024, at the rate set forth in the current Highway CSEA contract.

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

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

The motion carried 4 to 0.

**Resolution 406-2024** A motion was made by Councilmember Noonan and seconded by Councilmember Mark Stewart to approve the hire of Richard Hammond as a full-time Laborer 2, beginning on January 6, 2025, pending the successful completion of a background check, pre-employment physical, and submission of a driver's report at a rate of pay set by the Highway CSEA contract.

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

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

The motion carried 4 to 0.

### **TRANSFER STATION**

Supervisor Fish stated that during the 2025 budget workshops it had been decided that it was appropriate to hire a designated Transfer Station Supervisor, to have someone on site daily. He said Chris Abrams has done a great job, but with his duties as the elected Highway Superintendent, he just isn't able to be as hands-on as they would like. The Supervisor said the new Transfer Station Supervisor would work up to 20 hours each week, cover lunches, determine when dumpsters need to be emptied, complete month-end paperwork, the annual report, and also be responsible for scheduling and equipment operation.

**Resolution 407-2024:** A motion was made by Councilmember Noonan and seconded by Councilmember Mark Stewart to advertise for a part time Transfer Station Supervisor, up to 20 hours a week, year-round, at a rate of \$22/hour, pending a background check and pre-employment physical. The job would begin in January.

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

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

The motion carried 4 to 0.

### **RECREATION DEPARTMENT**

Our Rec Director has submitted some purchase requests, using his current budget.

*A Town Board meeting was held at 7:00 p.m. on November 26, 2024  
at the Moreau Municipal Building, 351 Reynolds Road, Moreau, Saratoga County, New York.*

**Resolution 408-2024** A motion was made by Councilmember Noonan and seconded by Councilmember Mark Stewart to purchase a 6" high portable pitching mound from ON Deck Sports not to exceed \$1575.00 to be paid out of account A7140.4.

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

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

The motion carried 4 to 0.

**Resolution 409-2024** A motion was made by Councilmember Stewart and seconded by Councilmember Killian to purchase rec basketball shirts and jerseys from Northwind Graphics in an amount not to exceed \$2,052.25 from account A7140.4.

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

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

The motion carried 4 to 0.

**Resolution 410-2024** A motion was made by Councilmember Noonan and seconded by Councilmember Stewart to authorize Satch Sales to make repairs to the Club Car golf cart for a sum not to exceed \$2,283.98 from account A7140.4.

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

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

The motion carried 4 to 0.

**Resolution 411-2024** A motion was made by Councilmember Stewart and seconded by Councilmember Killian to purchase a 200'x100' porta rink kit from Damian J Products LLC, which includes shipping, at a cost not to exceed \$11,544.50 from the rec capital reserve account HT7180.4, subject to notice of permissive referendum.

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

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

The motion carried 4 to 0.



**Resolution 412-2024** A motion was made by Councilmember Stewart and seconded by Councilmember Pat Killian to purchase assorted recreation items, including nets, whistles, carriers, etc., at an amount not to exceed \$1521.07 from account A7140.4.

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

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

The motion carried 4 to 0.

**Discussion:** The last purchase is a list of items from BSN, which total more than \$1,000. According to the Town's procurement policy, we need multiple quotes, but these are all small ticket items which can be purchased separately.

**Resolution 413-2024** A motion was made by Councilmember Stewart and seconded by Councilmember Killian to authorize the Recreation Director to apply his unused holiday time toward upcoming time off. Asked if all were in favor, the responses were as follows:

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

The motion carried 4 to 0.

#### **WATER & SEWER DEPARTMENT**

Supervisor Fish gave the town board an update on where things are with the Bluebird Village Pump Station and explained again what happened with the sewer at Fitzgerald's.

**Resolution 414-2024** A motion was made by Councilmember Stewart and seconded by Councilmember Killian to approve the emergency purchase of two closed system grinder pumps for the Town to use as loaners, from Siewert at an amount not to exceed \$6041.56.

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

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

The motion carried 4 to 0.

#### **DOG CONTROL CONTRACT**

The Town Dog Control Officer, Jimmy Cordiner, has been doing a great job, Supervisor Fish said, adding that the Town Clerk's office reported that Mr. Cordiner has been working to get dogs licensed and is taking care of situations as they come up. The Supervisor said the Dog Control Officer contract expires at the end of November, and that Mr. Cordiner is interested in staying in the position. In the 2025 budget, he will be getting a raise of \$50/month, Supervisor Fish said.



*A Town Board meeting was held at 7:00 p.m. on November 26, 2024  
at the Moreau Municipal Building, 351 Reynolds Road, Moreau, Saratoga County, New York.*

**Resolution 415-2024** A motion was made by Councilmember Stewart and seconded by Councilmember Killian authorizing the Supervisor to sign a contract with James Cordiner for dog control services from December 1, 2024 through December 31, 2025 at a rate of \$1650/month.

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

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

The motion carried 4 to 0.

#### **ASSOCIATION OF TOWNS CONFERENCE IN NYC**

Supervisor Fish said that at the last meeting, BPD Coordinator Westfall and Town Clerk Trombley were approved to attend the Association of Towns Annual Conference.

**Resolution 416-2024** A motion was made by Councilmember Stewart and seconded by Councilmember Noonan authorizing payment of \$317 per night, for two rooms, for four nights for lodging at the New York Marriott Marquis during the conference, for a total not to exceed \$2536.00. Asked if all were in favor, the responses were as follows:

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

The motion carried 4 to 0.

#### **SUPERVISOR'S ITEMS**

Supervisor Fish said he would like to close the Town Hall at noon on Christmas Eve and in order for staff not to need to use personal or vacation time, a Board resolution was needed.

**Resolution 417-2024** A motion was made by Councilmember Stewart and seconded by Councilmember Noonan to approve the office closure at noon on Christmas Eve (Dec. 24).

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

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

The motion carried 4 to 0.

#### **EXECUTIVE SESSION**

Not Needed

*A Town Board meeting was held at 7:00 p.m. on November 26, 2024  
at the Moreau Municipal Building, 351 Reynolds Road, Moreau, Saratoga County, New York.*

---

**MOTION TO ADJOURN**

**Resolution 418-2024** A motion was made by Councilmember XXX and seconded by Councilmember XXX to adjourn the meeting.

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

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

The motion carried 4 to 0.

The meeting was adjourned at 8:45 PM.

Respectfully Submitted,  
*Maria Jennings*  
Deputy Town Clerk II

*A regular Town Board meeting was held at 7:00 p.m. on December 10, 2024 at the Moreau Municipal Building, 351 Reynolds Road, Moreau, Saratoga County, New York.*

The meeting was held in person. The Supervisor called the meeting to order at 7:00 p.m. with an attendance roll call and the Pledge of Allegiance.

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

**ALSO PRESENT:** Erin Trombley Town Clerk  
Elizabeth Bennett Confidential Secretary  
Chris Abrams Highway Superintendent  
Glen Bruening Town Counsel

**OTHERS PRESENT:** Bruce Lant, Michelle Smith, Richie Wiltshire, Nicole Haddadnia (Schmerhorn Real Estate Holdings, Inc.), Alex Portal (Post-Star)

Supervisor Fish called the meeting to order at 7:00 pm.

**FUTURE MEETINGS**

**Resolution 419-2024** A motion was made by Councilmember Stewart and seconded by Councilmember Killian to set the 2025 Organizational Meeting for 7:00 p.m. on January 7.

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

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

The motion carried 4:0.

**PUBLIC COMMENT PERIOD**

No comments made at this time.

**APPROVAL OF MINUTES**

**Resolution 420-2024** A motion was made by Councilmember Stewart and seconded by Councilmember Donohue to accept and approve the minutes from the October 29, 2024 Town Board meeting as submitted.

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

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

The motion carried 4:0.

**Resolution 421-2024** A motion was made by Councilmember Stewart and seconded by Councilmember Donohue to accept and approve the minutes from the 2025 Budget Public Hearing, held November 4, 2024 as submitted.

*A regular Town Board meeting was held at 7:00 p.m. on December 10, 2024  
at the Moreau Municipal Building, 351 Reynolds Road, Moreau, Saratoga County, New York.*

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

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

The motion carried 4:0.

## **OLD BUSINESS**

### Playground Equipment

Supervisor Fish thanked the Moreau Community Center, Recreation Director, and Councilmember Stewart for moving playground equipment donated by the Moreau Community Center to the Recreation Park so children can continue to enjoy it there.

### Jacobie Parkside Farms PUD

The Supervisor stated that the Jacobie Parkside Farms PUD was not on the agenda for that meeting because there were some elements that needed legal review. He said the Public Comment Period was still open and that comments could be submitted to the Town Clerk.

### Electronics Recycling

Councilmember Donohue said that beginning January 2, 2025 the Town of Moreau Transfer Station will be accepting electronics for recycling at no cost through EWASTE+ out of Victor, NY. The Councilmember said they had been going through the steps to make this possible for 6-8 months, including permit approval by the NY State Department of Environmental Conservation (NYSDEC), which took quite some time. Signage will be available on the Town website and at the Transfer Station when the list of what can and cannot be accepted is available, he said. He thanked Confidential Secretary Bennett for calls and coordination that helped make this possible.

## **HIGHWAY DEPARTMENT**

**Resolution 422-2024** A motion was made by Councilmember Donohue and seconded by Councilmember Stewart to authorize the hire of Dylan Grace as a part-time Wingman at a rate of \$19.00 per hour pending successful completion of a pre-employment physical and background check.

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

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

The motion carried 4:0.

**Resolution 423-2024** A motion was made by Councilmember Stewart and seconded by Councilmember Donohue to purchase a 40' x 8'6" steel storage container from A-1 Storage and Shipping Container Sales for a cost not to exceed \$4,950.

*A regular Town Board meeting was held at 7:00 p.m. on December 10, 2024  
at the Moreau Municipal Building, 351 Reynolds Road, Moreau, Saratoga County, New York.*

**Discussion:** Supervisor Fish said the container was needed for storage of tires, barricades, etc. since some storage space would be lost with the introduction of e-waste recycling at the Transfer Station. Councilmember Killian asked if the container was steel, and Superintendent Abrams said it was, and that it had no leaks, and had locks. He said there was a large selection, and he was able to choose the one he thought was best.

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

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

The motion carried 4:0.

**Resolution 424-2024** A motion was made by Councilmember Killian and seconded by Councilmember Stewart to authorize the purchase of rock salt in the amount of \$30,000 under Saratoga County contract 23PWS-10R from account DB5142.460.

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

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

The motion carried 4:0.

#### **BUILDING AND PLANNING DEPARTMENT**

**Resolution 425-2024** A motion was made by Councilmember Killian and seconded by Councilmember Donohue to appoint Maureen Jones-Jackson as an Alternate Planning Board Member for the term expiring December 31, 2028.

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

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

The motion carried 4:0.

#### **RECREATION & MAINTENANCE DEPARTMENT**

##### Snow Removal

**Resolution 426-2024** A motion was made by Councilmember Stewart and seconded by Councilmember Donohue to authorize the Recreation Director to authorize overtime as needed for snow removal.

**Discussion:** Councilmember Stewart said snow removal is a necessary part of maintenance required by the Town. He asked if it would apply to hourly employees only, or also salaried employees. The Supervisor said it



would be for whatever is needed, but it had been suggested that hours be adjusted to help offset the extra hours to reduce the need for overtime. Councilmember Stewart said he supports the Recreation Director and that he would not abuse the overtime, using it only in situations where it is needed, adjusting scheduled as he does with tournaments. Councilmember Killian asked if this was removal of snow from the entire Recreation park. The Supervisor said it was for the whole park and Town Hall complex snow removal. Councilmember Stewart said Town Hall is the first priority and then the Park entrance. Superintendent Abrams said the Highway Department assists with snow at night at Town Hall as well. Councilmember Stewart clarified that the ice rink and park snow removal are completed during regular hours.

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

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

The motion carried 4:0.

#### Batting Cage

Supervisor Fish stated that the snow on Thanksgiving had collapsed the batting cage area at the Recreation Park. He asked if the Board wanted to submit a claim to insurance or just clear away the debris and take care of it. Councilmember Stewart said funds had been raised and grants had been received by the youth baseball organization to replace the old batting cage, and there were plans in place to relocate the batting cage. He said the collapse may have just expedited the process, and since the Town had already made a claim on insurance for the tree falling earlier in the year, he was in favor of taking it down in-house. Councilmember Killian asked about the extent of the damage. Councilmember Stewart said it had completely collapsed in on itself under the weight of the snow. Councilmember Donohue supported taking it down in-house.

#### Purchasing Threshold

Supervisor Fish said the current procurement policy requires the Recreation Director to get Board approval for expenditures over \$1,000. He said the Recreation Director was looking for the threshold to be increased. Councilmember Stewart said he did not support an increase because if \$1,000 or more need to be spent, there is ample time to plan in advance. He acknowledged it could cause a delay of 2 or 3 weeks between meetings, but it allows the public to see where funds are being spent and hear any discussion about expenditures. If there was a compelling reason to increase the threshold, he said it could also be addressed in the organizational meeting, and in emergencies, the Recreation Director can go to the Supervisor, who has authority to spend up to \$2,000 in an emergency. Councilmember Killian agreed. Councilmember Stewart said they could look at whether the Supervisor's threshold should be increased for the organizational meeting. Supervisor Fish said a few years prior it had to be raised for the Water Department because parts that were needed on an emergency basis cost more than the threshold allowed the Supervisor to authorize.

#### Committee Update

Councilmember Stewart wanted to give an update for activity at the recreation Park. He said the batting cages had been started and backstops were placed. He said the Recreation staff had stepped up, as usual, to clear out the debris from the tree that had fallen to make it possible to move forward with improvements to the field.

### **WATER & SEWER DEPARTMENT**



Supervisor Fish said that since some of the Town's sewer discharge is going to the County, additions to the line need to follow County regulations. He said a sewer permit application will be available after the next Town Board meeting, as with water, and that procedures were being established with the County. In the meantime, Supervisor Fish said there was a property on Fortsville Road that could not wait until the next meeting for authorization to connect. An application had already been submitted to the County, he said, who would be responsible for the inspection.

**Resolution 427-2024** A motion was made by Councilmember Donohue and seconded by Councilmember Stewart to approve 393 Fortsville Road to connect to the sewer line pending a \$3,000 buy-in fee and approval by the Saratoga County sewer district.

**Discussion:** Councilmember Stewart asked if the property owner would be responsible for Extension 5 capital charges. Supervisor Fish said at that time there were none, that the fees had not yet been re-established following adoption of Local Law No. 1 of 2024 which rescinded Local Law No. 4 of 2023. He said the property would be in extension 5 and that 2022 rates are in effect. The \$3,000 fee is a buy-in for extension 5 and not related to debt or use, he said, which at that time were operating under 2022 rates. There was discussion about regulations requiring everyone within .5 mile to connect and that it applied to users using 1,000 gallons or more per day. Counsel said he believed the capital charges in the 2022 law were \$0.

Councilmember Stewart asked if the homeowner was buying into the district but would not incur the debt. Supervisor Fish explained that the user would be an outside user because they were not in the original plan. The user does incur the district debt, he said, until such time as a new district is formed, when the outside user would become part of the new district. Attorney Bruening said the Town has not yet determined how to charge for the debt. Supervisor Fish confirmed that was correct. Councilmember Stewart said the Town engineers were actively working on that issue at that time. Councilmember Stewart asked if the user would be responsible for capital charges. Supervisor Fish said there were none at that time but that they would be responsible for capital charges once they are established.

Councilmember Killian suggested that be added to the language for clarity. Councilmember Stewart said he wants the user to be clear that they will be responsible for future capital charges once set, in addition to the connection fee, just like the other extension 5 users. He added that they only have access to sewer only because extension 5 was added. Councilmember Donohue said these outside users are not getting a free ride because they will pay the same as other users on the line. Councilmembers Killian, Stewart, and Donohue all agreed that was fair as long as the user is aware. Supervisor Fish said it had been explained to the builder of the house at 393 Fortsville Road and the homeowner works for the builder. Attorney Bruening said that according to 115.75 of the Town Code states that outside users are not allowed and must join a district, and then they would be covered by any rates set for the district. Supervisor Fish said anyone on Bluebird Road from Gansevoort Road to Rte. 9 would be allowed to connect to sewer by paying the \$3,000 connection fee, would be an outside user, and would be attached to extension 5, incurring any fees associated with that extension.

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

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

The motion carried 4:0.

**TOWN CLERK'S OFFICE**

*A regular Town Board meeting was held at 7:00 p.m. on December 10, 2024  
at the Moreau Municipal Building, 351 Reynolds Road, Moreau, Saratoga County, New York.*

Supervisor Fish said the Town Clerk had looked into dog licensing fees and requested an increase. The proposed rates will be equal to or less than other Towns in the area, and will help cover the cost of licensing tags, mailings, flat New York State fees per dog, and administering licenses.

**Resolution 428-2024** A motion was made by Councilmember Donohue and seconded by Councilmember Stewart to increase dog licensing fees in the Town of Moreau to \$10 for spayed/neutered dogs and \$15 for unaltered dogs, with a \$5 discount for senior citizen owners ages 60 or older, and to add a \$5 fee for replacement dog license tags, effective January 1, 2025.

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

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

The motion carried 4:0.

#### **MONTHLY DEPARTMENT REPORTS**

**Resolution 429-2024** A motion was made by Councilmember Stewart and seconded by Councilmember Donohue to accept November monthly reports from: the Highway Department; Recreation and Facilities Department; Building, Planning and Development Department; Transfer Station; Assessor's Office; and the Dog Control Officer.

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

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

The motion carried 4:0.

#### **INSURANCE REIMBURSEMENT**

**Resolution 430-2024** A motion was made by Councilmember Stewart and seconded by Councilmember Donohue to approve a premium reimbursement of \$315.34 and a copay reimbursement of \$130 for a total not to exceed \$445.34 to Chris Scarincio from account DB9060.8.

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

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

The motion carried 4:0.

#### **BOARD OF ASSESSMENT REVIEW**

**Resolution 431-2024** A motion was made by Councilmember Stewart and seconded by Councilmember Donohue to re-appoint Leeann McCabe to the Board of Assessment Review for a term beginning 10/1/2024 and ending 9/30/2029.

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

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

The motion carried 4:0.

### **PUBLIC COMMENTS**

Nicole Haddadnia representing Schermerhorn Residential Holdings said there was a permit report included in the agenda for the meeting that did not include two permits submitted by Mr. Schermerhorn that were not included in the report. She said an email from Maureen Dennis had been sent before the meeting that contained the details of the permits missing from the report that she asked be included in the record. Supervisor Fish asked if they were for the Grove, to which she said she believed they were the Grove and possibly Harrison. The Supervisor said he had spoken with Ms. Dennis in the afternoon and that he would look into the issue the next day.

### **COMMITTEE REPORTS**

#### Recreation

Councilmember Donohue said some grants were being explored to make improvements at the Recreation Park. One topic of discussion is aged playground equipment, he said, adding they would discuss some of this with Assemblywoman Woerner.

#### Highway

Councilmember Killian said electric trucks were on hold and that they had spoken with contractors about updating the power service at the Highway Department in anticipation of needing charging stations for trucks so the Town can be prepared if or when the mandate goes into effect. He asked Superintendent Abrams how many trucks he was looking for since e-trucks are on hold. Mr. Abrams said he originally budgeted for three trucks, with one approved and discussion about the other two postponed to January 2025.

### **SUPERVISOR'S ITEMS**

#### Town Logo

**Resolution 432-2024** A motion was made by Councilmember Donohue and seconded by Councilmember Stewart to authorize the Supervisor to reach out to South Glens Falls High School and the public for submissions of a Town logo by March 1, 2025.

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

Councilmember Noonan	Absent
Councilmember Killian	Aye
Councilmember Stewart	Aye

*A regular Town Board meeting was held at 7:00 p.m. on December 10, 2024 at the Moreau Municipal Building, 351 Reynolds Road, Moreau, Saratoga County, New York.*

---

Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0.

New Year's Eve

**Resolution 433-2024** A motion was made by Councilmember Donohue and seconded by Councilmember Stewart to close Town Hall at 12:00 p.m. on December 31.

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

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

The motion carried 4:0.

Community Tree Lighting Event

Councilmember Donohue wanted to be sure everyone was aware of a first-annual community tree lighting event being held on December 13<sup>th</sup> at the gazebo on First Street beginning at 5:00 p.m. He said Bill Ramsey had come forward with the idea and worked with the South Glens Falls Chamber of Commerce, South Glens Falls Village and volunteers to put the event together, with sponsorship from Stewarts, Ace True Value Hardware. The Councilmember said Santa would be there, and vendors would sell crafts and food. He said this would be an annual event and that he hoped the Town could be more involved in it for 2025.

Holiday Lights

Supervisor Fish thanked Recreation Director Brogan for the excellent work he and his staff did in putting up holiday lights and decorations outside Town Hall. Councilmember Donohue commented on the nice holiday decorations inside Town Hall put up by staff there too.

**EXECUTIVE SESSION**

**Resolution 434-2024** A motion was made by Councilmember Donohue and seconded by Councilmember Stewart to enter into Executive Session for the purpose of discussing contract negotiations and employment history & performance of an unnamed employee.

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

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

The motion carried 4:0. The Board entered Executive Session at 7:44 p.m.

The Executive Session concluded at 8:57 p.m. Supervisor Fish stated that no action had been taken.

*A regular Town Board meeting was held at 7:00 p.m. on December 10, 2024  
at the Moreau Municipal Building, 351 Reynolds Road, Moreau, Saratoga County, New York.*

---

**ADJOURNMENT**

**Resolution 435-2024** A motion was made by Councilmember Donohue and seconded by Councilmember Killian to adjourn the meeting.

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

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

The motion carried 4:0.

The meeting was adjourned at 8:58 p.m.

Respectfully submitted,  
*Erin Trombley,*  
Erin Trombley  
Town Clerk



*A Month-End Audit Meeting was held at 6:45 p.m. on December 23, 2024  
at the Moreau Municipal Building, 351 Reynolds Road, Moreau, Saratoga County, New York.*

---

The meeting was held in person.

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

**ALSO PRESENT:** Erin Trombley Town Clerk  
Elizabeth Bennett Confidential Secretary  
Anna Labiak Water Clerk

Supervisor Fish called the meeting to order at 6:45 pm.

**Resolution 436-2024** A motion was made by Councilmember Donohue and seconded by Councilmember Noonan to approve the warrant as presented.

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

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

The motion carried 4:0.

**Resolution 437-2024** A motion was made by Councilmember Noonan and seconded by Councilmember Killian to adjourn the audit meeting.

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

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

The motion carried 4:0.

The meeting was adjourned at 6:46 p.m.

Respectfully submitted,  
*Erin Trombley,*  
Erin Trombley  
Town Clerk



*A Regular Town Board Meeting was held at 7:00 p.m. on December 23, 2024  
at the Moreau Municipal Building, 351 Reynolds Road, Moreau, Saratoga County, New York.*

---

The meeting was held in person. The Supervisor called the meeting to order at 7:00 p.m. with an attendance roll call and the Pledge of Allegiance.

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

**ALSO PRESENT:** Erin Trombley Town Clerk  
Elizabeth Bennett Confidential Secretary  
Jeremy Brogan Recreation Director  
Chris Abrams Highway Superintendent

**OTHERS PRESENT:** Thomas Masso, Bill Ramsey, Michelle DelSignore, Maureen Dennis

### **FUTURE MEETINGS**

No meetings were scheduled. Supervisor Fish stated that the organizational meeting had been previously set for Jan. 7, 2025 at 7:00 p.m.

### **PUBLIC COMMENT PERIOD**

Supervisor Fish invited Michelle DelSignore, a resident of 51 Hilton Drive to address the Board with regard to a recent flooding event that had taken place. She said the previous Monday the fire department was at her neighbor's house pumping water out of the basement. She said she had about 2 1/2" of water in her finished basement at that time. She said she did her best to dry it out, pulled out the carpet and so on, and the next morning, more water had accumulated in her basement. She said the Town was unplugging a clog on Meadow Drive that day. She asked if the Town could provide any assistance for the damage to her home.

Councilmember Noonan asked Highway Superintendent Abrams if the issue was a backed-up Town drainpipe. Superintendent Abrams said it was a drainpipe that runs from Tanglewood past Hilton and Marine, an terminates at the river that has some issues. Councilmember Killian asked if a pipe was crushed. Mr. Abrams said they couldn't determine the full extent of the issues yet with a camera but he said he believed the issue was a maple tree's roots infiltrating the pipe. Due to cold temperatures, additional work on it was paused, he said, and the fluid levels were being maintained at about 6 feet above the level they should be. He said when temperatures rise they hope to get the level back down.

Councilmember Noonan asked whether the Town was liable for the damage, and if so, would it be covered by the Town's insurance. Ms. DelSignore said she had checked with her insurer and that it would not be covered by her insurance because the flooding didn't originate on her property. She said in three decades, this was the first time they have ever had any water in the basement. Councilmember Killian asked where the pipe runs relative to the home. Superintendent Abrams said the pipe runs roughly down the middle of the road near Ms. DelSignore's home. She said she thinks the Town should be liable because they maintain the line. Supervisor Fish asked if the line had been worked on by the Town before. Mr. Abrams stated that there had not been issues with the line previously and that the line in question is twelve feet underground in the area of the problem, but that the Town has inspected the line before.

Councilmember Donohue asked if something like this could be the responsibility of a Town. Town Counsel Bruening said in order for a Town to be liable, the Town would have had to do something to cause harm. He said there is a complex and rigid legal process to come to the conclusion that a municipality is liable for damages through litigation, but that if the municipality and impacted individuals come to the same conclusion outside of litigation, an agreement could be made between the parties. He clarified that Towns cannot simply agree to pay, but that first a determination needs to be made that the Town caused the damage. He said even if something

terrible happens and the Board wants to help, if the Town is not first determined to be responsible for the damages, the payment would be illegal. He said more information and engineering would be needed before a determination could be made about whether the Town was at fault for the damage.

Supervisor Fish asked Ms. DelSignore if she had a list of damages she could provide, and she said she did but not with replacement prices for flooring and other building materials that were damaged. Supervisor Fish said it would be beneficial to have a list with prices, and she said she would deliver it to the office. Councilmember Donohue asked if the Highway Superintendent could provide information on the history of the pipe. Councilmember Killian asked the size of the pipe. Superintendent Abrams said it was a steel 18" pipe, and an old one that had been lined. He said some of the lining has fallen off. As to the age, he said the Hilton development was approved in 1964. Supervisor Fish said he had seen a hand-drawn map which was fairly accurate and shows the pipe, but that did not indicate who approved, engineered, or installed it.

Superintendent Abrams said the drain is for ground water, and that surface water does not go into the drain. Councilmember Noonan clarified that the issue is a water table level issue, which Mr. Abrams confirmed, and said the maintained level at that time was 6 feet below where it was at the time of the flooding. Councilmember Noonan asked if the homeowner had priced a sump pump to prevent additional flooding in the near future. She said she had not.

### **ACCEPTANCE OF MINUTES**

**Resolution 438-2024** A motion was made by Councilmember Donohue and seconded by Councilmember Killian to accept and approve the November 12, 2024 regular Town Board minutes as presented.

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

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

The motion carried 3:0.

**Resolution 439-2024** A motion was made by Councilmember Killian and seconded by Councilmember Noonan to accept and approve the month-end audit November 26, 2024 minutes as presented.

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

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

The motion carried 3:0.

### **OLD BUSINESS**

**Resolution 440-2024** A motion was made by Councilmember Noonan and seconded by Councilmember Donohue to close all Town facilities at 12:00 p.m. on December 24 and December 31, 2024.

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

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

*A Regular Town Board Meeting was held at 7:00 p.m. on December 23, 2024  
at the Moreau Municipal Building, 351 Reynolds Road, Moreau, Saratoga County, New York.*

---

Councilmember Killian	Aye
Councilmember Stewart	Absent
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0.

#### **HIGHWAY DEPARTMENT**

**Resolution 441-2024** A motion was made by Councilmember Donohue and seconded by Councilmember Killian to approve the purchase of an EZ1 Spreader Control Unit from Certified Power Solutions for a cost not to exceed \$2,250 from account DB5130.405.

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

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

The motion carried 4:0.

**Resolution 442-2024** A motion was made by Councilmember Donohue and seconded by Councilmember Killian to approve the purchase of two plow blades from Chemung for a cost, including shipping, not to exceed \$3,904 from account DB5130.492.

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

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

The motion carried 4:0.

**Resolution 443-2024** A motion was made by Councilmember Donohue and seconded by Councilmember Noonan to approve the purchase of untreated road salt from Morton Salt in the amount not to exceed \$40,000 under County contract 23-PWS-10R.

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

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

The motion carried 4:0.

#### **TOWN CLERK'S OFFICE**

NYSDEC License Print Fee

Supervisor Fish said the Town Clerk had inquired about whether to begin collecting a fee for printing licenses purchased at Town Hall for NYS Department of Environmental Conservation (NYSDEC). In the past, he said, a printer and special paper were supplied by the NYSDEC, and since this equipment has been discontinued, the cost of printing was being absorbed by the Town.

**Resolution 444-2024** A motion was made by Councilmember Killian and seconded by Councilmember Donohue to authorize the collection of a \$1 printing fee on all NYS Department of Environmental Conservation licenses.

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

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

The motion carried 4:0.

#### Returned Check Policy

Supervisor Fish said the Town Clerk had raised the question of when or if the Town could enact a policy to refuse personal checks from people who have had returned checks in the past, requiring payments be made by cash, money order, or bank check. Councilmember Noonan asked the Clerk how many times this issue had come up. The Town Clerk said one family had presented 5 bad checks in 2024. The Councilmember asked if any of the fees could be levied onto taxes. Clerk Trombley said that the fee assessed is local, so in the instance of a school tax payment, the penalty is not recovered at all. She said the fee is paid separately. Councilmember Noonan said if they pay just cash and pay late, then they pay more with cash. The Clerk said in the case of a bad check, they pay a bank penalty for overdrawing their account, a local fee to the Town, plus any late payment penalty, so they pay much more when they present a check which is returned.

The Councilmember asked if the concern was cost to the taxpayer or work for the office. The Clerk said it is a lot of work to back out the payment and try to contact the payee for replacement funds. She said a customer would not be allowed to write numerous bad checks at a grocery store, for example. The Councilmember asked counsel whether it is legal to say to an individual that the Town will not take a check from you based on payment history but will take checks from others. Counsel said he was not aware of anything that would prevent the Town from doing that. The Councilmember asked counsel if, as an elected official, the Town Clerk could simply adopt practices around accepting checks. Counsel said no, that a policy should be developed. Town Clerk Trombley said she also wondered when the number of returned checks constituted a legal issue for knowingly presenting bad checks. From those in attendance, Maureen Dennis of Schermerhorn Holdings offered that she contacts police if a single bad check is presented, and that if the amount is over \$1,000, it's a felony.

The Councilmember asked if the Town Clerk had a resolution she would present for the Board to pass. She said she did not have something drafted but offered that if two checks are returned in a year and the person be informed that they may no longer present personal checks to the Town. Supervisor Fish said if the Town Clerk would write up a policy, the Board could review it at the next meeting. Ms. Trombley agreed.

#### Local Law 1 of 2025, Dog Licensing

Supervisor Fish asked the Town Clerk to read a resolution setting the public hearing for Local Law No. 1 of 2025, setting dog licensing fees by resolution. She read:



*A Regular Town Board Meeting was held at 7:00 p.m. on December 23, 2024  
at the Moreau Municipal Building, 351 Reynolds Road, Moreau, Saratoga County, New York.*

**“WHEREAS**, the Town Board is considering the adoption of proposed Local Law No. 1 of 2025 entitled, ‘Amending Chapter 59, Section 59-6 (C) of the Code of the Town of Moreau Providing for a Schedule for Dog License Fees;’ and

**WHEREAS**, adoption of this Local Law is authorized by New York Municipal Home Rule Law § 10 and Agriculture and Markets Law Article 7; and

**WHEREAS**, the Town Board is required to hold a Public Hearing prior to the adoption of such Local Law; and

**NOW, THEREFORE, BE IT**

**RESOLVED**, that because such Local Law is not an action that may affect the environment, it is not an action subject to the State Environmental Quality Review Act, and be it

**FURTHER RESOLVED**, that the Moreau Town Board shall meet and hold a public hearing beginning at the Moreau Town Hall, 351 Reynolds Road, Moreau, New York 12828, beginning at 7:01 p.m. on Tuesday, January 14, 2025 to hear all interested persons and take any necessary action provided by law concerning proposed Local Law No.: 1 of 2025, and be it

**FURTHER RESOLVED**, that the Town Board authorizes and directs the Moreau Town Clerk to publish and post a Notice of Public Hearing concerning proposed Local Law No. 1 of 2025 in the manner provided by law and to make a copy of the proposed Local Law available for public inspection in the Town Clerk’s office, and on the Town’s website, following the adoption of this Resolution and until the Public Hearing is closed.”

**Resolution 445-2024** A motion was made by Councilmember Noonan and seconded by Councilmember Donohue to accept the resolution as read.

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

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

The motion carried 4:0.

#### **RECREATION DEPARTMENT**

**Resolution 446-2024** A motion was made by Councilmember Noonan and seconded by Councilmember Donohue to increase the cost of shirts to be paid to Northwind Graphics for the Recreation Basketball program by \$105 due to supply issues, to a total not to exceed \$2,157.25.

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

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

The motion carried 4:0.

*A Regular Town Board Meeting was held at 7:00 p.m. on December 23, 2024  
at the Moreau Municipal Building, 351 Reynolds Road, Moreau, Saratoga County, New York.*

**Resolution 447-2024** A motion was made by Councilmember Donohue and seconded by Councilmember Killian to authorize the purchase of six (6) garbage cans from Webstaurant Store for a total not to exceed \$2,349.93 from account A7140.4.

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

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

The motion carried 4:0.

**Resolution 448-2024** A motion was made by Councilmember Donohue and seconded by Councilmember Noonan to authorize the purchase of 15 dozen softballs from Ebasesloaded.com in an amount not to exceed \$1,310.20, including shipping, from account A7310.74.

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

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

The motion carried 4:0.

**Resolution 449-2024** A motion was made by Councilmember Donohue and seconded by Councilmember Noonan to authorize the transfer of \$18,500 from account 7310.1, which had a balance of over \$10,000, to account A7140.2, which had a balance of \$556.09.

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

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

The motion carried 4:0.

**Resolution 450-2024** A motion was made by Councilmember Donohue and seconded by Councilmember Killian to authorize the purchase of a Kubota 1130 from Emerich Sales & Service in an amount not to exceed \$19,023.64 from account A7140.2.

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

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

The motion carried 4:0.



**Resolution 451-2024** A motion was made by Councilmember Donohue and seconded by Councilmember Noonan to authorize the purchase of four (4) road barricades from Webstaurant Store for a cost not to exceed \$12,059.23 from A7140.4.

**Discussion:** Councilmember Killian asked how long the barricades are. Recreation Director Brogan said they were six feet long and three feet high. The Councilmember asked if they were concrete or plastic. Mr. Brogan said they are plastic and designed to be filled with sand or water for stability and could weigh up to 95 lbs. filled. He said these would be more portable than heavier barricades and can be moved without the use of heavy equipment.

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

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

The motion carried 4:0.

**Resolution 452-2024** A motion was made by Councilmember Donohue and seconded by Councilmember Noonan to authorize the purchase of Kubota 900 tracks from DAX Powersports for a sum not to exceed \$6,499 from reserve account HT7180.4 subject to permissive referendum.

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

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

The motion carried 4:0.

#### **RECREATION COMMITTEE UPDATE**

Councilmember Donohue said after reviewing with the Recreation Director and others, it was his opinion that some of the playground equipment at the Recreation Park was becoming unsafe. He looked into pricing equipment and spoke with BPD Coordinator Westfall and NY State Assemblywoman Woerner about potential funding opportunities. He said he hoped to cap the cost of the project at \$100,000. He asked the Board to move on a motion to commit up to \$100,000 from the HD account, which had in excess of \$700,000 to start the process, subject to permissive referendum. He said there were other things being reviewed, including more adaptive equipment for the existing accessible playground, and potential funding for that as well.

**Resolution 453-2024** A motion was made by Councilmember Donohue and seconded by Councilmember Noonan to commit up to \$100,000 from the HD account for improvements to the playground equipment at the Recreation Park.

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

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Absent
Councilmember Donohue	Aye

Supervisor Fish                      Aye

The motion carried 4:0.

**FACILITIES & MAINTENANCE**

**Resolution 454-2024** A motion was made by Councilmember Donohue and seconded by Councilmember Noonan to authorize the purchase of 20 lighted bollards for a cost not to exceed \$4,718.16 from account A1620.401.

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

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

The motion carried 4:0.

**Resolution 455-2024** A motion was made by Councilmember Donohue and seconded by Councilmember Noonan to authorize the Supervisor to sign a contract with Capital Fire & Safety to include inspection, maintenance, and replacement if necessary, of 89 fire extinguishers at Town Hall and the Recreation Park for a cost not to exceed \$1,854, to be paid from multiple accounts.

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

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

The motion carried 4:0.

**Discussion:** Bill Ramsey asked from the room if this was an annual expense or should this be a standing contract. Recreation Director Brogan said that prices change every year so they get pricing each year.

**ASSESSOR'S OFFICE**

Senior Citizen Tax Notices

Supervisor Fish said the Assessor is required to do a second notice for senior citizen property tax reductions to every resident property owner. He said there were 4,200 notices required.

**Resolution 456-2024** A motion was made by Councilmember Noonan and seconded by Councilmember Donohue to authorize payment in an amount not to exceed \$1,836 to Glens Falls Printing from account A1355.4 for these notices, and to allow pre-payment of the voucher for this so the expense will come out of the 2024 budget.

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

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Absent
Councilmember Donohue	Aye

Supervisor Fish                      Aye

The motion carried 4:0.

Amendment of Local Law 3 of 2023

Supervisor Fish said the Town had been informed of an error in Local Law No. 3 of 2023. The correction will be made by proposed Local Law No. 2 of 2025. The Supervisor asked Town Clerk Trombley to read a prepared resolution setting a public hearing for the law. She read:

**“WHEREAS**, the Town Board is considering the adoption of proposed Local Law No. 2 of 2025 entitled, ‘Amending Chapter 130, Section 130-2 (B) of the Code of the Town of Moreau Providing for a Senior Citizens Tax Exemption’ and

**WHEREAS**, adoption of this Local Law is authorized by New York Municipal Home Rule Law § 10 and Real Property Tax Law Section 467; and

**WHEREAS**, adoption of this proposed Local Law would correct an error in the current Town Code provision providing for a Senior Tax Exemption so that the income scale will be consistent with State Law; and

**WHEREAS**, the Town Board is required to hold a Public Hearing prior to the adoption of such Local Law; and

**NOW, THEREFORE, BE IT**

**RESOLVED**, that because such Local Law is not an action that may affect the environment, it is not an action subject to the State Environmental Quality Review Act, and be it

**FURTHER RESOLVED**, that the Moreau Town Board shall meet and hold a public hearing beginning at the Moreau Town Hall, 351 Reynolds Road, Moreau, New York 12828, beginning at 7:02 p.m. on Tuesday, January 14, 2025 to hear all interested persons and take any necessary action provided by law concerning proposed Local Law No. 2 of 2025, and be it

**FURTHER RESOLVED**, that the Town Board authorizes and directs the Moreau Town Clerk to publish and post a Notice of Public Hearing concerning proposed Local Law No. 2 of 2025 in the manner provided by law and to make a copy of the proposed Local Law available for public inspection in the Town Clerk’s office, and on the Town’s website, following the adoption of this Resolution and until the Public Hearing is closed.”

**Resolution 457-2024** A motion was made by Councilmember Noonan and seconded by Councilmember Donohue to accept the resolution as read.

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

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Absent

Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0.

### **MOREAU COMMUNITY CENTER BINGO LICENSE**

**Resolution 458-2024** A motion was made by Councilmember Donohue and seconded by Councilmember Noonan to authorize the Supervisor to sign the Moreau Community Center bingo license application.

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

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

The motion carried 4:0.

### **PUBLIC COMMENTS**

Bill Ramsey said he wanted to thank the Board, Councilmembers Donohue and Stewart for their help with the first annual tree lighting event, and discussed some plans he had for additions in the future. Councilmembers Donohue and Noonan thanked Bill for putting the event together. Councilmember Donohue said the event was well attended despite very cold, windy conditions. He also said the South Glens Falls Chamber of Commerce had been a significant support of the event, that he would like to see the event grow, and to have the Town more involved in the future. Supervisor Fish said it was a very nice event with lots of people and a visit from Santa and Mrs. Claus. Councilmember Killian said he had been asked about it by people in other towns, like Queensbury.

Tom Masso said there had been an article in the *Times Union* on December 8 covering Saratoga Biochar in Moreau. He said there had been some new information at the end, that Ray Apy of Saratoga Biochar said he was looking for a smaller scale project near sewer processing, and that the company would not appeal the NYS Department of Environmental Conservation decision on their permits. Mr. Masso said that, contrary to the statement in the article, Saratoga Biochar had filed an appeal on December 4. He said this was another occasion when Saratoga Biochar representatives have intentionally misled the media. An administrative proceeding date was yet to be determined, he said, and public hearings would be held. He added that he felt it was unlikely an appeal would be granted outright.

Mr. Masso cited an article by Alex Portal in the Post-Star on December 21 that stated that Mr. Apy said he had an obligation to investors, that they were interested in moving on with the project rather than litigation, and that he would perhaps consider implementing a "smaller R&D-scale project" that would address NYSDEC concerns "perhaps" elsewhere. Mr. Masso asked who the investor may be, and posited that Casella may be the investor. He said that they are a \$1.25 billion company, and that \$1 million in legal fees would be insignificant to them. He said they could not appeal the NYSDEC decision while at the same time saying they have another location for the project. He said the adjudicatory proceeding is related to the Saratoga Biochar project in the Moreau Industrial Park only, to, and that legal action related to the Moreau Industrial Park. Mr. Masso continued, saying it could turn out that the judge reviews the information and expert opinion and denies a hearing based on lack of evidence, or they can have the hearing and deny the request from Saratoga Biochar, and in both cases Saratoga Biochar can sue NYSDEC. He said it was also a possibility that they approve the request. He indicated that he thought it more likely to try to get a small R&D project in the Moreau Industrial Park approved by the NYSDEC instead. He said he didn't have any idea how likely this would be. Mr. Masso said the proposed zoning changes



address many issues, including cannabis, and incoming and existing companies and residents need clarity. He said the updated code would provide that clarity, and asked the Board to move on finalizing the code.

Maureen Dennis said she had searched the Town website for a final resolution related to Saratoga Biochar and was only able to find a draft under the Planning Board agenda which referenced a letter from former Water Superintendent Mike Mooney stating that County sewer district approval would be required. She said they never had that approval, and that they had presented a letter from the City of Glens Falls saying Town of Moreau approval or acceptance was needed. She also cited what she believed was Local Law 92 which referenced certain components of effluence not being allowed from outside the Town. She said she believed former Town attorney Buettner told the Planning Board or others that it would be okay, but she said it was not okay if you read the Town law. Ms. Dennis went on, saying there's another local law that says if you do not break ground within one year of approval, the project has to go back before the Planning Board.

On another topic, Ms. Dennis asked if new sewer rates had been published for 2025, because the Town has a budget. Supervisor Fish said the Town has a figure they know is what it will cost to run the sewer district. He said they were in the finalization process at that time, that packets would be made up and meetings held. Ms. Dennis said that the sewer rate document on the water page of the Town website says it was adopted by resolution 2022-360, December 13, 2022. She said those rates were not the rates adopted at that Board meeting. She quoted the language of the resolution, "The 2023 Water Rates will stay the same as they were in 2022, and the 2023 Sewer Rates will match what is in The Map, Plan, and Report for Sewer District No. 1, Extension 5." She said the Map, Plan, and Report is based on usage. She said it also had an "ad valorem" rate based on assessed value.

She continued, saying she doesn't understand why Schermerhorn properties are being charged based on EDU. She said the local law passed 6/14/22, paragraph 11571, says the calculation will be made based on water that flows through the meter. Supervisor Fish said he had asked that question of the water clerk, and she stated that those rates are what she had been instructed to charge. Ms. Dennis said that the Board has to establish a budget for the following year, and that any resolution to establish sewer rates must be published 7 days in advance of any hearing or meeting. Supervisor Fish said that once a decision is reached on what the Board wants to do, they would hold a public hearing.

Ms. Dennis mentioned a \$3,000 capacity fee recently introduced, allowing new people to buy into sewer district 1 extension 5, and asked when and where that fee had been published. Supervisor Fish said he believed they had held a public hearing on that subject. Ms. Dennis said there had not been a hearing but a resolution, and that she had checked the *Chronicle* and *Post-Star* but didn't see any notices. Town Clerk Trombley stated that the *Saratogian* is the alternate publication established by the Town Board in the organizational meeting of 2024, and that due to the required legal timelines, and the irregular print schedule of the *Post-Star*, often the *Saratogian* is the only way to get a notice published in time. She asked if legal notices should be published on the Town website. The Town Clerk said it should. Ms. Dennis said she didn't find a notice of this capacity fee. She questioned if the *Saratogian* was in general circulation in the Town, could she buy one at Stewart's. Several people responded in the affirmative. Attorney Bruening said he would go back and review the documents.

## **COMMITTEE REPORTS**

### Transfer Station

Councilmember Donohue said that beginning January 2, 2025 the Transfer Station would be accepting electronics recycling. The service is for Town residents only, he said and that signs would be posted. He thanked Confidential Secretary Bennett and Highway Superintendent Abrams for helping bring this to fruition.

## **SUPERVISOR'S ITEMS**

### Grants



Supervisor Fish stated that in the 8 months since Building, Planning and Development (BPD) Coordinator Westfall came to the Town, he had acquired \$328,558 in grants, including, most recently, \$205,000 for engineering on Recreation Park roads. He thanked Mr. Westfall for his terrific efforts. Councilmember Donohue said every time he talks to Josh, he has another idea for funding they can explore. Supervisor Fish said a grant had been written for \$1 million for sewer, and another for \$151,000 for a salt shed, which they were waiting to hear back on.

Proposed Local Law No. 3 of 2025

The Supervisor said with recent questions raised about cannabis regulation in the Town since the summer, the Board had instructed Town attorneys to draft a moratorium on certain cannabis facilities in the Town. He said a 9-month moratorium would give more time for thorough investigation into the regulations and to consider what will be best for the long-term in the Town. A public hearing was being scheduled for the Town Board meeting on January 14, he said, and asked the Town Clerk to read a prepared resolution. She read:

**“WHEREAS**, the Town Board is considering the adoption of proposed Local Law No. 3 of 2025 entitled, ‘Establishing a Moratorium on Certain Cannabis Facilities in the Town of Moreau;’ and

**WHEREAS**, adoption of this Local Law is authorized by New York Municipal Home Rule Law § 10; and

**WHEREAS**, the Town Board is required to hold a Public Hearing prior to the adoption of such Local Law; and

**NOW, THEREFORE, BE IT**

**RESOLVED**, that such Local Law is a Type II action under the State Environmental Quality Review Act for which no further review is required, and be it

**FURTHER RESOLVED**, that the Moreau Town Board shall meet and hold a public hearing beginning at the Moreau Town Hall, 351 Reynolds Road, Moreau, New York 12828, beginning at 7:03 p.m. on Tuesday, January 14, 2025 to hear all interested persons and take any necessary action provided by law concerning proposed Local Law No. 3 of 2025, and be it

**FURTHER RESOLVED**, that the Town Board further authorizes and directs the Town Clerk to provide notice and/or referrals regarding the proposed Local Law as may be required by State and Local Laws, including notice and referral to the Town of Moreau Planning Board, and the Saratoga County Planning Board; and be it

**FURTHER RESOLVED**, that the Town Board authorizes and directs the Moreau Town Clerk to publish and post a Notice of Public Hearing concerning proposed Local Law No. 3 of 2025 in the manner provided by law and to make a copy of the proposed Local Law available for public inspection in the Town Clerk’s office, and on the Town’s website, following the adoption of this Resolution and until the Public Hearing is closed.”

**Resolution 459-2024** A motion was made by Councilmember Donohue and seconded by Councilmember Noonan to adopt the resolution as read.

*A Regular Town Board Meeting was held at 7:00 p.m. on December 23, 2024  
at the Moreau Municipal Building, 351 Reynolds Road, Moreau, Saratoga County, New York.*

**Discussion:** Councilmember Noonan said it was a good idea to slow the process down as they consider whether to get into this area. Supervisor Fish said the moratorium would do that, at least for the next growing season.

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

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

The motion carried 4:0.

Supervisor Fish wished everyone a merry Christmas and Happy New Year.

**Resolution 460-2024** A motion was made by Councilmember Donohue and seconded by Councilmember Killian to adjourn the meeting.

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

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

The motion carried 4:0.

The meeting was adjourned at 8:13 p.m.

Respectfully submitted,  
*Erin Trombley,*  
Erin Trombley  
Town Clerk

**LOCAL LAW NO. 3 OF 2025  
ESTABLISHING A MORATORIUM ON CERTAIN  
CANNABIS FACILITIES IN THE TOWN OF MOREAU**

**Be it enacted by the Town Board of the Town of Moreau as follows:**

**Section 1. Title and Authority.** This Local Law shall be known as the Town of Moreau Cannabis Moratorium Law. It is adopted pursuant to Municipal Home Rule Law Section 10.

**Section 2. Purpose.** By Local Law No. 1 of 2021, the Town of Moreau elected to prohibit cannabis retail dispensaries and on-site cannabis consumption sites within the Town of Moreau and such prohibition applies outside the Village of South Glens Falls. Since that time, the Town has experienced adverse impacts from the cultivation, processing and distribution of cannabis within the Town. The Town Board has determined that the cultivation, processing and distribution of cannabis may cause significant adverse odor impacts to an entire neighborhood for prolonged periods of time, thereby threatening the health, safety and welfare of its citizens. This Moratorium is necessary in order to temporarily restrict the development of facilities that cultivate, process and distribute cannabis so that the Town Board may consider enactment and/or revision of zoning regulations to ensure appropriate cannabis development consistent with the Town's development and zoning objectives. The Town Board has determined that this would best enhance and protect the health, safety and welfare of the citizens of the Town of Moreau.

**Section 3. Moratorium.** The Town of Moreau hereby imposes a nine-month moratorium on the construction, establishment, installation, review or approval of any facility that would cultivate, process or distribute cannabis within the Town. The

provisions of this Local Law shall be applicable to any such facilities including for which applications are currently pending unless all necessary approvals have already been obtained from the Town of Moreau. For the purpose of this Local Law, establishment, installation, review or approval shall include undertaking of any such new or expanded facility, issuance of a building permit, application of review standards, conduct of a Public Hearing or rendering of a decision or any approval which would in any way authorize the installation, construction or use of any facility that would cultivate, process or distribute cannabis within the Town. This moratorium does not apply to personal cultivation and home possession of cannabis as authorized by Penal Law Section 222.15.

**Section 4. Extensions.** This Moratorium may be extended for such additional periods as the Town Board may determine to be necessary to protect the public health, safety and welfare of the citizens of the Town of Wilton and accomplish the stated purposes and intent of this Local Law.

**Section 5. Variance Procedure.** The Town Board shall have exclusive authority, after a Public Hearing, to vary or modify the application of any provision of this Local Law upon its determination that strict application of this Local Law would impose extraordinary hardship upon an applicant and that the variance granted would not adversely affect the health, safety or welfare of the citizens of the Town or significantly conflict with the general purposes and intent of this Local Law. Any request for a variance shall be in writing and filed with the Town Clerk. The Town Board shall conduct a Public Hearing on any such application on not less than five (5) days public

notice and shall make its decision within sixty (60) days after the close of the Public Hearing.

**Section 6. Termination.** This Moratorium may be terminated by the Town Board earlier than nine months upon enactment of zoning regulations to ensure the proper citing of facilities that would cultivate, process or distribute cannabis within the Town.

**Section 7. Effective Date.** This Local Law shall take effect upon filing by the Office of the New York Secretary of State or as otherwise provided by law.