

A regular meeting of the Town Board of the Town of Moreau was held on March 10, 2015 in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York

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

**Town Board Members Present**

Bob Prendergast	Councilman
Gina LeClair	Councilwoman
Todd Kusnierz	Councilman (arrived at 7:02 p.m.)
Robert J. Vittengl, Jr.	Councilman
Preston L. Jenkins, Jr.	Supervisor

**Town Board Members Absent**

None

**Also Present:** Leeann McCabe, Town Clerk; Karla Buettner, Attorney for the Town; Jim Greene, Transfer Station Laborer; Ted Monsour, Transfer Station Laborer; Sandy Mahoney, Recreation Director; Reed Antis, Planning Board Member and Town Resident; Tim Johnston, Maintenance Director; Jesse Fish, Water Superintendent; SUNY Grad Students and Town Resident’s Elizabeth Lanfear and Terry Clark

Supervisor Jenkins led the Pledge of Allegiance.

Supervisor Jenkins welcomed everyone to the meeting and asked that all electronic devices be silenced or turned off.

**APPROVAL OF MINUTES**

The minutes from February 19, 2015 and February 24, 2015 (2 sets) were prepared and presented to the Town Board in advance of the meeting for their review, comment, correction and approval.

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl to approve the minutes from February 19, 2015 and February 24, 2015 (2 sets) as prepared.

Roll call vote resulted as follows:

Councilwoman LeClair	Abstain from 2/19/15 Yes to 2/24/15
Councilman Kusnierz	Absent
Councilman Vittengl	Yes
Councilman Prendergast	Yes
Supervisor Jenkins	Yes

**SET FUTURE MEETINGS AND WORKSHOPS**

Councilwoman LeClair stated that the Hudson River Access Plan would like to present what they have. It would take about 20 minutes. They will be put on the agenda for the next regular Town Board Meeting on March 24, 2015.

**15 MINUTE PUBLIC COMMENT PERIOD**

Terry Clark spoke about his problems that he’s had with his water lines.

Reed Antis asked about the Water Asset Management Study and if the meeting had taken place. Supervisor Jenkins stated that the study was presented to the Committee and Councilwoman LeClair stated that once the overview has been completed, there will be copies made available at the Town Hall.

Reed asked if the matter of the old Town Court Building is still in litigation and the answer was yes.

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Reed asked if anyone has put in a bid on the Old Town Hall Building. The answer was no.

Reed asked if the Town was pleased with the audit they performed on the Emergency Squad books. Councilwoman LeClair stated that she was not pleased and that she had written a letter stating her displeasures that was read aloud before the contract was signed.

Reed asked if RFP's were sent out regarding the Zoning Law. Councilwoman LeClair stated that they would be discussing that tonight. Supervisor Jenkins stated that the Town Board would be making a decision at the next Town Board meeting if they want to move ahead. They also need to look at the Town's Comprehensive Plan as it's almost eight years old.

Jim Greene asked some questions regarding the Transfer Station and to new hires for the Recycling. He stated that he was told today that new part-time employees would be hired for the Recycling and hours for the Transfer Station would be cut back. Ted Monsour stated that between 7:30 and 9:30 there is no business and people would be needed up top to help take in recyclables. Mr. Greene stated that not every morning is like that. Supervisor Jenkins stated that the Town Board will review the situation.

Elizabeth Lanfear asked Councilman Vittengl if he had the information requested at an earlier meeting. She wanted to know if the numbers for wrestling were up or down. He didn't have the answers and referred her question to Sandy Mahoney who was present. She didn't have info from last year but stated that there are about 50 sign-ups this year. Mrs. Lanfear asked if the Town would be refunding parents this year because they didn't get what they signed up for. They were told there would be pictures and T-shirts. The program has three days left and there have been no pictures taken and no T-shirts handed out. Ms. Mahoney stated that she's spoken with Mr. Spector twice regarding the T-shirts. She wasn't aware of pictures. Mrs. Lanfear stated that there's no paid staff for the wrestling program so all the money collected would be for T-shirts and that didn't happen. She asked again if the parents would be reimbursed. Councilman Kusnierz stated that he didn't have a problem refunding the parents if that's what they wanted. Mrs. Lanfear stated that they wanted the T-shirts. Ms. Mahoney will look into this. Councilman Prendergast asked what programs were coming up next as he didn't want to have the same problems.

### **SUNY GRAD CLASS PRESENTATION**

Students from SUNY Albany were present to give a short presentation regarding a proposed action plan for completion of a shared use trail corridor along the Upper Hudson River in Saratoga County. Information packets were handed out and it was expressed that they were here at the request of the Town and that this would be a Town project. They're looking for input from the Town and asked for any comments. There is also a website that a survey can be taken. They will be going to the County Trail Committee at the end of the month and will be back here in May.

### **TRANSFER STATION – PART-TIME EMPLOYEE**

There was discussion on the hiring of part-time employees to supervise the recycling at the Transfer Station. Mr. Monsour was asking to hire three people. Councilman Kusnierz was not in favor of hiring three people. Supervisor Jenkins stated that they can hire two people now and wait a few weeks to see what happens.

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair to hire Donald Bovair and Paul Henry at the Transfer Station pending completion of a pre-employment physical and at a rate of \$11.94 per hour on a part-time basis.

Roll call vote resulted as follows:

Councilman Kusnierz	Yes
Councilman Vittengl	Yes
Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Supervisor Jenkins	Yes

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### **HIGHWAY DEPARTMENT REQUESTS**

The Highway Superintendent is asking to contract with AAA Northway to conduct a Defensive Driving Course for the Highway Department on Tuesday, April 7, 2015. There are funds allocated for this in account DB5140.480 with a balance of \$3074.00 as of 2/3/15.

The class would be available to other Town employees at a cost of \$32.00 each. Supervisor Jenkins stated that employees other than Highway would be able to attend using their own personal time.

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair authorizing the Highway Superintendent to contract with AAA Northway to conduct a Defensive Driving Course at the Town's Annex Building on April 7, 2015.

Roll call vote resulted as follows:

Councilman Vittengl	Yes
Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Supervisor Jenkins	Yes

### **WATER DEPARTMENT REQUESTS**

There are no requests being made. Supervisor Jenkins reported to the Board that there have been a couple personal water lines that have frozen and the Water Superintendent has been working with the Village of South Glens Falls to thaw the pipes. They have equipment that runs hot water through the lines to defrost them. He wants to make sure the Town Board is acceptable to this. There were no objections.

### **RECREATION DEPARTMENT REQUESTS**

Tim Johnston reported that he had met with the Court staff on their opinion of the placement of speakers for the meeting room. They intend to place a speaker in each of the 6 decorative squares in the ceiling. There are a total of 10 speakers all together so if needed they can also put some behind the bench. They are looking to put a stand in the Public Defenders room for the sound equipment. He's looking for the approval from the Town Board to proceed with this. Councilman Kusnierz asked if there was a cost for the wiring. Mr. Johnston replied that the only cost there would be is for the rental of equipment to get to the ceiling. There were no objections to his plans. Councilwoman LeClair thanked Mr. Johnston and stated that this saved the Town money.

Mr. Johnston stated that he has an employee who wants to return this year. He's been a good employee in the past and he would like him to come back. Another employee had applied back in June and he would like to hire him as well but asked if the Town needed him to advertise for the positions. It was decided that for the new hire, Mr. Johnston should have the Supervisor's secretary put the job opening on the Town's Website until the job is filled.

The Recreation Department has started the renovation of the Legion Field and the Board approved spending up to \$8,500.00 on the project. Mr. Johnston has current prices for Red Clay Dust and Mason's Sand and because it's difficult to estimate an exact amount for project materials, he's asking how he should proceed. Supervisor Jenkins asked him to go to Fran and do up vouchers for \$4500.00 and \$4000.00 and use the amounts as needed.

A motion was made by Councilman Vittengl and seconded by Councilman Prendergast authorizing the purchase of Red Clay in the amount of \$4,500.00 and Mason's Sand in the amount of \$4,000.00.

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Roll call vote resulted as follows:

Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Councilman Vittengl	Yes
Supervisor Jenkins	Yes

A motion was made by Councilman Vittengl and seconded by Councilwoman LeClair authorizing the purchase of Bleachers for the Girls Softball Quads at a cost of \$8,069.50, which includes freight charges from Belson Outdoors. This purchase will come out of the Recreation Capital Projects account.

Roll call vote resulted as follows:

Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Councilman Vittengl	Yes
Councilman Prendergast	Yes
Supervisor Jenkins	Yes

### **RECORDS MANAGEMENT REQUEST**

Money was budgeted for shelving in the storage room. Quotes were received before the budget process and since that time, the company that the Town would be purchasing from has now included inside delivery charges of \$150.00. A transfer would be needed in the amount of \$139.65 to cover this expense.

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl that \$139.65 be transferred from A1990.4 General Fund – Special Items – Contingent Account and \$139.65 be transferred to ~~A1355.4~~ A6989.2 General Fund – Records Management – Equipment to purchase storage shelving if approved by the Town Board. [amended 7/31/2015]

Roll call vote resulted as follows:

Councilman Kusnierz	Yes
Councilman Vittengl	Yes
Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Supervisor Jenkins	Yes

A motion was made by Councilwoman LeClair and seconded by Councilman Prendergast authorizing the purchase of shelving from ACME Business Systems in the amount of \$3,739.65. This will be paid from account ~~A1355.4~~ A6989.2 General Fund – Records Management.

Roll call vote resulted as follows:

Councilman Vittengl	Yes
Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Supervisor Jenkins	Yes

### **VILLAGE OF SOUTH GLENS FALLS PARADE REQUEST**

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair approving \$2,500.00 to be paid to the Village of South Glens Falls to cover costs/expenses for the upcoming Memorial Day Parade.

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Roll call vote resulted as follows:

Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Councilman Vittengl	Yes
Supervisor Jenkins	Yes

### **WASTE ZERO**

Supervisor Jenkins asked Attorney Buettner if she had looked at the contract from Waste Zero. She stated that she had looked at the agreement and spoke with Councilman Vittengl about it today. There are a few things that they may want to negotiate out. The agreement is for 5 years and she would like to take that down. She would also like to negotiate down the percentage paid by the Town per year and the right to terminate down to 30 days instead of 60 days.

Councilman Kusnierz stated that he had a general feeling from the public that they didn't want this. There's a lot of concern going into this system with no consideration that residents have other options not far away, where they won't have to purchase bags. He can understand how this program would work in Municipalities where there are no other options. Supervisor Jenkins questioned the fact that the price per bag would be lower than what people are paying right now.

Councilman Vittengl explained the options are that you can go to Casella, County Waste or Ace Carting and if you were to take a 65 gallon container, which would be the same as (2) 32 gallons bags, it would cost \$23.00. If we charge \$2.00 per bag and you don't have to buy the bag, which is \$.37, brings the net cost down to \$13.04 to use our landfill that the others would be charging \$23.00. He stated it would basically be \$10.00 cheaper to use the transfer station than to use curb side services. He stated that he has been at the transfer station when people pull up and they either don't know what size their bags are or they only want to pay for a smaller bag size because their larger bag is only 1/2 full. They negotiate at the window. This takes time as well as the clerk having to make change. With this process, the fees are already paid when the bags are purchased. He also stated you can dump a refrigerator at no cost here, where at Warren County there's a fee. It costs \$7.50 to remove the Freon and that's why the County is losing money. The reason that they have a three year commitment is that they have to educate everyone. They do public notice in the newspaper to get you going and they have to sign up all the retailers. The bags would be for sale in Walmart, Kmart, Hannaford etc. They have to have a warehouse to stock these places. Councilman Vittengl stated that this is a more efficient and convenient method for the constituents. This will also put more revenue or savings into the Town.

Councilman Kusnierz stated that he didn't disagree to taking a look at this but after the presentation there were concerns that were voiced. We would be asking the taxpayers to modify their behavior and people have problems with that. He stated that it's a delicate balance because it is a user based fee. There comes a point in time where we would start losing participants and then we would run the risk of not be able to afford the service at all. He's not hearing support for the program.

Supervisor Jenkins stated that this is just discussion right now. If it's put on the agenda at a later date, it can be voted on.

### **EMPLOYEE HANDBOOK**

Supervisor Jenkins stated that the Town's Insurance Company would like for the Employee Handbook to be updated. He has a copy of Malta's Employee Handbook and also what was started on the Town's Handbook a few years ago. He doesn't have a problem updating the handbook. They can use the Malta handbook as a sample. A workshop will be scheduled at the next regular Town Board Meeting.

### **TRANSFER STATION SUMMER HOURS**

A regular meeting of the Town Board of the Town of Moreau was held on March 10, 2015 in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair to change the Thursday hours at the Transfer Station effective April 16, 2015. The year round hours will be 12:00 p.m. to 5:00 p.m.

Roll call vote resulted as follows:

Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Councilman Vittengl	Yes
Councilman Prendergast	Yes
Supervisor Jenkins	Yes

### **MICRO GRID**

Councilman Vittengl explained that Preston, Joe Patricke and himself went to the Albany College of Nanoscale for a presentation on the micro grid. As part of the NYSERTA and the New York prize competition. The State is implementing \$40,000,000.00 to come up with 5-7 projects to implement a micro grid. What they're trying to do is create islands of energy in the event of a blackout or brownout in the State that offers stability such as Municipal Offices, Fire Protection, Schools, Senior Living and services such as gas stations and grocery stores. This is a work in progress. The grids are so ancient that they are ineffective. More than half the energy is being wasted from when it's actually being put into use. He stated that there are economic benefits to be up and running. As the competition proceeds, the State is going to choose 30 different Municipalities. They'll give \$100,000.00 to each to do a feasibility study. From the feasibility studies, they'll choose about 15 Municipalities to do engineering studies. After that, those who are selected will receive a \$5,000,000.00 to \$7,000,000.00 grant to implement this. It's a rolling enrollment, so people are signing up every day. Once they get to the 30 feasibility studies, it will be cut off. There is a Company that wants to do our feasibility study. They're with Apple, Microsoft and NSA; they have all the connections out there for bringing hi-tech industry to our Town. They seem to think that we have the components that are very unique to have this implemented.

Supervisor Jenkins asked what the Town Board has to do. The Company would submit a Memorandum of Understanding and if the Town is acceptable they would go ahead and do the feasibility study. There would be no cost to the Town. Councilman Prendergast asked if this is in addition to our power. Supervisor Jenkins stated that there are different options but that this would serve as a backup. Attorney Buettner questioned if the Town would be locked into the entire process if they submit the Memorandum of Understanding and agree to the feasibility study. She stated that there was a clause that says if you get it you agree to do whatever the next step is. Councilman Vittengl stated that we can get the exact verbiage from NYSERTA and they also would be willing to come up here and answer any questions and give a presentation, the engineering firm, if we want to put them on the agenda. They will put this on the agenda for a 15 minute presentation at the next Town Board meeting. Councilman Prendergast read over the information and feels that the Town should have someone with expertise, a consultant to talk to the Board about this.

### **ANNEX RENTAL DISCUSSION**

Supervisor Jenkins stated that they weren't looking to rent the Annex Building for commercial uses. The Board may want to let it out for non-profits but they would have to look at the feasibility and factor in our costs. Sandy Mahoney stated that she's had people approach her looking to use the facility for a regular meeting site as well as for birthday parties. She needs direction from the Board. Supervisor Jenkins stated again that the Board isn't looking to let anything commercial use the facility. Meetings should be OK but he would need more detail to present to the Board. Sandy stated that she would forward the information.

### **15 MINUTE PUBLIC COMMENT PERIOD**

Jim Greene apologized for having a tiff with Ted at this meeting. Supervisor Jenkins stated that he understood his frustration.

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Reed Antis asked if there was a budget in place for the extra duties at the transfer station for the recycling. Supervisor Jenkins stated about 30 man hours and it will cost the Town approximately \$20,000.00 per year. Reed asked what the Town does to promote the Transfer Station. The answer was “nothing”.

Terry Clark asked if the County was getting out of recycling all together. Supervisor Jenkins stated that the County still handles the contractual things; the haulers. The only thing we’re responsible for is calling if a bin fills up to have someone come change it out. Terry asked who gets the money from the recycling and Supervisor Jenkins replied that the County does. We don’t have any costs relating to this other than payroll and the County is paying us to cover our labor costs.

Sandy Mahoney mentioned that the Marathon Dance went well and she wanted to thank anyone that took part. She is reaching out to any Board members that would like to help out with the play yard/spray yard.

Councilwoman LeClair thanked her for all she’s done.

**COMMITTEE REPORTS**

None

**SUPERVISOR’S ITEMS**

Supervisor Jenkins stated that he has questions from the Saratoga County Planning Board regarding the Farmland Protection Plan. He doesn’t think that the Town ever received a final report and he doesn’t think that they passed it. He will look into this as this needs to be finalized.

The Supervisor reported that the books have been closed out for the year. The General Fund remaining balance is \$1,782,103.00, the Town Outside Fund remaining balance is \$2,043,509.00, the Highway Fund remaining balance is \$977,892.00 and \$250,000.00 is in the equipment reserve fund.

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl to adjourn the meeting at 9:00 p.m.

Roll call vote resulted as follows:

Councilman Kusnierz	Yes
Councilman Vittengl	Yes
Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Supervisor Jenkins	Yes

Meeting adjourned.

Respectfully submitted,

Leeann McCabe  
Town Clerk

The above minutes are not intended to be a complete transcript of the meeting, only a summary. To hear the complete audio of the meeting, please visit the Town’s website at: [www.townofmoreau.org](http://www.townofmoreau.org)

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