

A regular meeting of the Town Board of the Town of Moreau was held on August 25, 2015 in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York.

Supervisor Jenkins called the meeting to order at 7:07 p.m.

The Town Clerk called the roll.

**Town Board Members Present**

Bob Prendergast	Councilman
Gina LeClair	Councilwoman
Todd Kusnierz	Councilman
Robert J. Vittengl, Jr.	Councilman
Preston L. Jenkins, Jr.	Supervisor

**Town Board Members Absent**

None

**Also Present:** Leeann McCabe, Town Clerk; Malcolm O’Hara, Attorney for the Town; Paul Joseph, Highway Superintendent; Peggy Jenkins, Assessor; Jesse Fish, Water Superintendent [arrived at 7:25]; Sandy Mahoney, Recreation Program Director; Pete Corlew, Recreation Department Laborer; Reed Antis, Planning Board Member and Town Resident; Village Resident, Harry Gutheil; Town Residents: Terry Clark and Wayne & Janice Arnold.

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 August 11, 2015 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 Councilwoman LeClair and seconded by Councilman Kusnierz to approve the minutes of August 11, 2015 as prepared.

Roll call vote resulted as follows:

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

**SET FUTURE MEETINGS AND WORKSHOPS**

A committee meeting was scheduled to go over the Asset Management Plan for September 21, 2015 at 1:00 p.m. Councilwoman LeClair stated that she would like to have Harry Gutheil present and possibly the former Water Superintendent. Supervisor Jenkins stated that it was a committee meeting and that she could invite whomever she and Councilman Prendergast choose to invite.

A workshop with the Moreau Emergency Squad was scheduled for September 29, 2015 at 7:00 p.m. Councilwoman LeClair stated that she would like to take a tour of their building and Supervisor Jenkins stated that he’s already seen their building but suggested that anyone who would like a tour should call and make arrangements to see it.

**15 MINUTE PUBLIC COMMENT PERIOD**

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Terry Clark stated that Casale was to check the fittings of all the water installations that were done and asked how many had been done. Supervisor Jenkins stated none that he knows of. Mr. Clark also had comment on the position of the American Flag and stated that the American Flag should be higher than the other flags. Supervisor Jenkins stated that the flags should all be at the same height. Councilwoman LeClair had an opinion on flag etiquette and offered it to Mr. Clark. He told her to mail it to him along with a dozen FOIL request forms. Mr. Clark also made comment about the solar company that the Town uses and that one of the Council members uses and stated that it is a conflict of interest and that it looks unethical. The complete discussion can be heard on the Town's website.

Harry Gutheil approached the Board and stated that he had been given a privilege log following a FOIL request that denied him two items. He stated that one of the items was a letter from Judge McCabe to the Town Board. He stated that he had spoken with Judge McCabe and he was told that there's nothing confidential in the letter and that he would have given it to him. The other item denied was an un-authored item with no date. Mr. Gutheil asked if the Board has seen the documents and asked who denied them. Councilwoman LeClair stated that she had an email that wasn't given out and she didn't know why. She also stated that she had seen the un-authored document. It wasn't signed or dated and makes some reference to personnel. Mr. Gutheil then asked about the solar contract that had been asked for previously by Mr. Clark and stated that this document should be foible and that the public is entitled to see it. He stated that if he is still denied he would do an Article 78.

Supervisor Jenkins stated that he has a copy of the letter from Jeff McCabe and doesn't see any reason that he couldn't have that.

Mr. Gutheil stated that there were boxes of information in the Building Inspector's office from a FOIL request and he spent an hour going through one folder. He asked if the Board has done anything to address the allegation that there's circulation problems in the new Highway Garage. He mentioned a report from a company called Metallic and asked if any Board members had seen it. Supervisor Jenkins replied "yes" and Councilwoman LeClair stated that she had asked to see it. He stated that the report states that the roof will have to come off the building and that will be substantial. Mr. Gutheil asked if the roof is still dripping and Paul Joseph replied "yes". Supervisor Jenkins stated that the proper legal paperwork has been filed.

Councilman Kusnierz asked to have a copy of the solar contract be put in his mailbox. The Town Clerk stated that she would do that.

Councilman Kusnierz stated that when a FOIL is denied, it's due to opinion of the Counsel for the Town. He stated that the Board by majority vote can release the denied documents. Terry Clark asked for a copy of the solar contract again as well as copies of the signed Ethics Disclosure forms from Board members. Councilman Prendergast directed him to FOIL it. Councilman Prendergast also stated that he doesn't have a problem releasing the contract but if there's proprietary information in the contract that needs to be redacted then it needs to be redacted.

### **HIGHWAY DEPARTMENT REQUESTS**

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair approving the purchase of a Horizontal/Vertical Jet Bandsaw from Wallace Supply at a cost of \$1,199.00. This will be paid from account A5132.2 which had a balance of \$3,390.00 as of August 4, 2015.

Roll call vote resulted as follows:

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

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Supervisor Jenkins asked the Highway Superintendent what the status was on Feeder Dam Road and Tanglewood Drive. The Highway Superintendent asked if he was referring to the Grant and the Supervisor replied "yes". The Highway Superintendent stated that they're waiting on Garry Robinson and the City.

A memo was given to the Town Board from the Highway Superintendent stating that there was a pilot project initiated for Saratoga County to calculate road mileage which is used to calculate the CHIPS (Consolidated Local Street and Highway Improvement Program) apportionments to the Town. It was determined that there is an additional .20 miles of roadway that can be claimed as part of Farnan Road.

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl that the Town Board accepts ownership of .20 miles of Farnan Road and accepts responsibility for maintenance and repair.

Roll call vote resulted as follows:

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

The Highway Superintendent advised the Town Board that regarding rock salt, there's only one distributor this year under County contract and the price has gone up by \$6.00/ton. He contacted the distributor that they used through the County last year and their price is up \$9.00/ton. The total price would be \$65.00/ton.

#### **WATER DEPARTMENT REQUESTS**

None

#### **RECREATION DEPARTMENT REQUESTS**

Supervisor Jenkins stated that he met with the Building Department regarding the Beach building. They stated that there's no way that we can expand the facilities. A likely scenario is that they might have an engineer look at the building and then have an architect do the drawings. They would need to move on this soon as this is subject to permissive referendum. The engineer can look at the basic structure. There's enough square footage and some of it is not used at all. He will be willing to get prices from three of the Town's engineer's to inspect the building.

Sandy Mahoney stated that she has the original architectural drawings and that she and Pete met with the Plumbers and Masons unions. They've offered to volunteer their services. They realized they wouldn't be able to comply with the original set of drawings so they had to regroup. The architect is working on a new set of drawings that she had hoped to have by this meeting but didn't. The plumber is concerned that the concrete walls aren't stable enough. Supervisor Jenkins stated that they can change the roof structure and give it an adequate pitch. They wouldn't be changing the size of the building. Ms. Mahoney stated that a peaked roof will give them more room for storage. Councilwoman LeClair asked if the Building Inspector could look at the building and advise them. The Supervisor stated that he would ask him and he will have to let us know if he's capable.

Councilwoman LeClair stated that after the meeting they had with the Village, she was led to believe that DEC wouldn't allow the reconstruction of the building. She had called DEC and spoke with Will Russo and with what she explained to him, he didn't see any DEC problems but would have to review the property. She also spoke with the Attorney General about funds for the project. The Attorney for the Town is working on this and will get back to Councilwoman LeClair when she returns from vacation.

Supervisor Jenkins stated that he would meet with the Building Inspector to verify if the building is structurally sound enough to proceed. Councilman Prendergast asked if Mr. Patricke would need to see

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the architectural plans first to determine if the structure will conform to the plan. Ms. Mahoney stated that she would bring the plans over tomorrow for Joe Patricke to look at.

Ms. Mahoney gave an overview of Recreation Programs. She stated that the Beach had to close on August 20<sup>th</sup> due to lack of staffing. She stated that the arts and crafts program was a huge success. She then touched on the Fall Soccer Program run by Tim Streeter and complaints that are being made. His club also used the Recreation Park this summer for a soccer camp and there were no fees paid to the Town of Moreau. Sandy stated that he took in \$8,000 to \$10,000 and if this isn't a Town soccer program then he should have had to sign a contract. She asked at this point, what do we do? Have him sign a contract or charge him a fee?

Councilman Prendergast asked if he was aware that he needed a contract. Sandy replied that Tim Johnston thought this was a Town program. Councilman Prendergast was of the opinion that without a clear path that he did this out of spite, we can't charge him and from here forward he would need a contract.

Supervisor Jenkins stated that we need more information from Tim Streeter.

Ms. Mahoney asked the Board how the contract fees were derived and how the sweat equity comes into play. Councilwoman LeClair stated that these fees were set by Steve Gram and he made the determination based on how much work was needed to be done to keep up with the programs. Ms. Mahoney stated that the LaCrosse Club pays \$1,200.00 per year. It's the highest contract amount and the Club does everything. Ms. Mahoney was directed to work on a Fee Schedule for all of the Clubs and present it to the Town Board.

Ms. Mahoney reported that there were 85 Flag Football sign-ups. There were some issues that are now straightened out. She would like to hire some officials to officiate the games. She stated that there are some problems with parents and coaches taking on this duty and by having an official, it would alleviate these problems. Working part-time, she can't be there all the time. She will have approximately \$650.00 left in the budget after T-shirts are paid for and it will cost \$40.00 per day for an official. Councilman Prendergast and Councilwoman LeClair both stated that they would prefer she do this. There were no objections to her request.

Ms. Mahoney stated that there is now a Travel Baseball/Fall Ball League that has started and asked if this would be part of the South Glens Falls Youth Baseball Contract or if this should be charged as an out of contract fee. Councilwoman LeClair was of the opinion that they should pay on a per game rate as this is outside of the original contract. Ms. Mahoney will speak with Tim Johnston to see how he handled this with the Girls Softball and she will mirror that.

Ms. Mahoney stated that they are in need of First Aid Kits and supplies for the existing Kits. There was no objection to her request.

She reported that they received a great report from the Saratoga County Youth Bureau relating to the Beach.

Councilwoman LeClair stated that we have Fran doing background checks, Leeann collecting money and another person responsible for the fields. She stated that we should have one person that does it all. Supervisor Jenkins replied that this would be an issue at budget time.

### **ASSET MANAGEMENT PLAN**

This was discussed under agenda item #2 and a committee meeting was scheduled.

### **BUILDING DEPARTMENT AND ASSESSOR'S OFFICE – COPIER RESOLUTION AMENDMENT**

A regular meeting of the Town Board of the Town of Moreau was held on August 25, 2015 in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York.

A resolution was made at the August 11, 2015 meeting for the purchase of a shared copier between the Building Department and Assessor's Office. The approved amount didn't include the set up and networking fees of \$500.00. The Town Board was polled by phone and a resolution needs to be done to ratify this.

A motion was made by Councilman Kusnierz and seconded by Councilwoman LeClair approving the additional \$500.00 for set up and networking for the shared copier for a total cost of \$6,274.30.

Roll call vote resulted as follows:

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

### **PRINCIPAL ACCOUNT CLERK – REQUEST TO ATTEND SEMINAR**

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl approving the Principal Account Clerk to attend a Free seminar at the SUNY Polytechnic Institute Nano Tech Complex in Albany on October 7, 2015, that is being sponsored by Marshall & Sterling, our Health Care Representatives. Mileage reimbursement will be a proper charge.

Roll call vote resulted as follows:

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

### **RFP'S FIRE EXTINGUISHER SYSTEM**

RFP's were sent out for the inspection, charging and or replacement of Fire Extinguishers including K Type Fire Extinguisher System. Two prices were received. The Highway Superintendent recommends New York Fire and Signal, who we've use in the past. Their offices are in Glens Falls vs. the other Company that would have to come from Troy and they charge mileage to get here.

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl approving New York Fire and Signal to Inspect, Charge, and or replace Fire Extinguishers and also the KType Fire Extinguisher System.

Roll call vote resulted as follows:

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

### **SERVER BACK-UP DISCUSSION**

There was discussion relating to the back-up proposal from Wade Sherman of PS Technical Services. Supervisor Jenkins stated that he would still like more information. Councilman Prendergast gave the opinion that he didn't want back-up information being stored off site (in the cloud). There were two proposals given by Mr. Sherman. One was to configure two removable USB drives using the software on the server. The other is a complete back-up system using a network attached device and two removable

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USB drives. The second option also allows for back-up of up to 10 additional workstations that are on the network. The Town Clerk recalled the price for the first option to be around \$350.00. The second option that was presented would be \$2,600.00. Supervisor Jenkins stated that there isn't money in the budget for the second option but that it could be looked into at budget time. The cost of the first option was under \$500.00 and therefore didn't need Town Board approval. There was no objection to the Town Clerk contacting Mr. Sherman for the first option.

**MOREAU EMERGENCY SQUAD – SET WORKSHOP**

This was discussed under agenda item #2 and a workshop was scheduled.

**FARMLAND PROTECTION LOCAL LAW #3 OF 2015**

A Public Hearing was held prior to this regular Town Board meeting and was left open. The Attorney for the Town asked if the Town has declared itself as lead agency. The Supervisor answered "no" and asked for a motion to do so.

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair declaring the Town as Lead Agency.

Roll call vote resulted as follows:

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

A motion was made by Councilman Kusnierz and seconded by Councilwoman LeClair to close the Public Hearing on the Farmland Protection Plan at 8:20 p.m.

Roll call vote resulted as follows:

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

Malcolm O'Hara, Attorney for the Town, stated that the next step is to conduct a SEQR. Mr. O'Hara stated that as Lead Agency Part 2 of the Short Environmental Assessment Form will need to be completed by the Town. He read the questions on Part 2 of the EAF and all were answered "no". The Supervisor asked the Town Clerk to read the following resolution:

**RESOLUTION  
TOWN BOARD  
TOWN OF MOREAU**

**SUBJECT:** ADOPTION OF LOCAL LAW NO. 3 OF 2015, AMENDING THE COMPREHENSIVE LAND USE PLAN BY ADDING THE FARMLAND PROTECTION PLAN

WHEREAS, the Town Board of the Town of Moreau ("Board") is considering the adoption of Local Law No. 3 of 2015, which would, if adopted, would amend the Comprehensive Land Use Plan by adding the Farmland Protection Plan; and

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WHEREAS, the Board finds that in order to provide for the health, safety and welfare of Town residents and property owners, and in the best interest of the future of the Town to protect the agricultural land and community within the Town; and

WHEREAS, Local Law No. 3 amend the Comprehensive Land Use Plan by adding the Farmland Protection Plan; and

WHEREAS, the Board finds that the adoption of Local Law No. 3 of 2015 is in the best interests of the Town and is necessary to protect the health, safety and welfare of the residents and property owners, as well as the future of the Town to protect the agricultural land and community within the Town; and

WHEREAS, the Board finds that the adoption of Local Law No. 3 of 2015 is a necessary and proper exercise of authority by the Board; and

WHEREAS, the authority for the enactment of this local law is found in Section 10(1)(i) of the Municipal Home Rule Law; and

WHEREAS, pursuant to Section 20 of the Municipal Home Rule Law, a public hearing on the proposed adoption of Local Law No. 3 was properly noticed in the newspaper and posted, and was duly conducted on August 25, 2015 at 7:00 p.m. at the Town Complex, 351 Reynolds Road, Moreau, New York, and

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

WHEREAS, the Saratoga County Planning Board reviewed Local Law No. 3 of 2015 on August 20, 2015, and issued a recommendation for adoption under General Municipal Law Section 239; and

WHEREAS, the Saratoga County Ag and Farmland Protection Board reviewed the draft Plan, approved said Plan and sent a letter to the Town Board dated June 4, 2014, recommending adoption of the Plan.

WHEREAS, the Board, serving as lead agency for this Unlisted action under SEQRA, reviewed a short environmental assessment form and determined that the action does not present any adverse environmental impacts; and

WHEREAS, after thorough review and deliberation, the Board proposes to adopt Local Law No. 3 of 2015; and

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

NOW THEREFORE, BE IT RESOLVED, that the Board hereby adopts Local Law No. 3 of 2015, which amends the Comprehensive Land Use Plan by adding the Farmland Protection Plan; and

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

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

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the Farmland Protection Plan to the New York State Department of Agriculture and Markets for their review and approval; and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair to adopt Local Law #3 of 2015, which amends the Comprehensive Land Use Plan by adding the Farmland Protection Plan.

Roll call vote resulted as follows:

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

### **LEHIGH HANSON RESOLUTION**

Supervisor Jenkins stated that this agenda item will be discussed in executive session.

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

Reed Antis asked where in Sandy Mahoney's job description does it state that she is to work on a building project. He asked if isn't it the Board's responsibility to work with the Architect. Councilwoman LeClair replied that Ms. Mahoney has a friend who's an architect and offered to do this for free but wished to work with her on the project and not the Town Board. Mr. Antis stated that the Board is not dealing with the Recreation Department in the correct manner. He stated that the Board should be doing most of this work, not Sandy. He also stated that the Board was looking for an easy way out when they got rid of the Department Head. He stated that this should be addressed at budget time. You have a very good Recreation Department that you're not supporting with personnel. Councilman Kusnierz stated that he's on his fourth term and all the issues that they've dealt with repeatedly up until the change of staff have gone away. He stated that it's an unfair characteristic to say that things aren't going as well down there. Reed stated that the Town wasn't giving enough support to Recreation. They need to put more time into it. He stated the Town is being very frugal. Councilman Kusnierz stated that the Tax Payers appreciate it. Mr. Antis stated that the Tax Payers would appreciate more of an investment into the Recreation Park. Councilman Prendergast stated that comments have been made before that we've grown Government and shouldn't have. Councilman Kusnierz stated that it's a balancing act between the needs of the community vs. financial restraint.

### **COMMITTEE REPORTS**

Councilwoman LeClair asked the Board to allow her to move forward with 2 estimates to have the public men's room door re-hinged. Terry only had the names of two people that could do this small job. Councilwoman LeClair stated that if someone has another name that she could contact to please let her know, otherwise she only has two names. There were no objections to this request.

Paul Joseph reported that the remediation work has begun on the Bouton property.

Paul Joseph also reported that he's putting together a list of surplus items.

Councilman Kusnierz commended the Highway Department on the Selfridge Road work and recognized the Towns of Wilton, Northumberland and Providence and Village of South Glens Falls for their assistance in the project.



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Sandy Mahoney mentioned that it was brought to her attention that the staff at Town Hall hasn't been trained in CPR and needs to be as well as being trained for the use of the AED. They need to see who in the building as well as Recreation need to be certified. It would be a \$10.00 fee per person and she would work with another instructor.

Ms. Mahoney also advised that she had met with Brian Washburn, who is the contractor working closely with her on the Universally Accessible playground. He's reached out to some of the larger businesses that do work with construction and they have taken the plans and given them to their distributors.

Councilwoman LeClair asked the Attorney for the Town, if people make donations for the park, will it be a tax deductible donation? Attorney O'Hara stated that he didn't believe so without filing a C3 but he will look into the matter.

Ms. Mahoney stated that she would like to send her brochures home with all of the kids through the school. She's worked with Web Graphics in the past but will get three prices. There was no objection for her to move ahead with this plan.

Councilman Vittengl stated that he had met with two representatives from the Center for Economic Growth. They were alerted to him because we were in the New York Prize competition for the Micro Grid. When they came in they saw that we had solar installations in place in municipal buildings. Part of their function is to develop economic development with this new Tech Valley. They have several initiatives working with NYSERDA, DEC and everybody else. One is the Unified Solar Permitting Process where the Town would get a grant for \$2,500.00 to have a unified solar program. They have a program and there are several steps to get into it. One was Climate Smart. Part of this the City of Glens Falls was looking at. He thought the Town might look into this as well and see if they want to make a resolution at the next meeting. With the steps the Town has taken it puts us into the Community Scale Programs for greener cleaner communities and would be eligible for up to \$250,000.00 in grants. This can be used for lighting districts where we can get LED lighting, which will reduce the lighting bills. There's money for bicycling and walking paths. By the steps the Town is taking, we'll be eligible for more and more programs. We're now on the map with CEG to possibly bring more people up this way.

### **SUPERVISOR'S ITEMS**

The Supervisor reported receiving a request from Ryan Winkelman, who is a Life Scout. He's looking to complete an Eagle Scout Project by mapping out the graves on the south side of Griswold Cemetery. Ed LaFave will be assisting him with this project. Reed Antis stated that the north side project is almost complete.

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl allowing Ryan Winkelman to map out the graves on the south side of Griswold Cemetery.

Roll call vote resulted as follows:

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

The Supervisor received a request from Councilwoman LeClair stating that she would like to be on the Comprehensive Master Plan Committee. The project should start in September. He's OK with this but stated that there should be two people serving on the committee. He asked if anyone else were interested to get back to him.

The Supervisor had a request from someone regarding video surveillance on Town sites. This person is willing to come in and give a presentation and he will schedule that. Councilwoman LeClair would like this scheduled when Tim Johnston is available.

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The Supervisor stated that a report was received from the Saratoga County Youth Bureau on observation and reporting regarding the Beach Programs. They received an excellent rating. Sandy Mahoney was commended for doing a great job.

The Supervisor reported that everything on the Highway Garage has been filed and served.

He reported that the inspection was done on the sprinkler system at Town Hall and they're awaiting the report. The Building Department was to check and see where it was.

He reported on the Sewer that we're on the annual list from Environmental Facilities for a total of \$13,409,000.00. It's a good possibility we would be eligible for a 50% market rate. We have an application through the CFA for 2.6 million to use on that project. Hopefully they'll know relatively soon whether they can move ahead or not.

Councilman Vittengl reported receiving a request from Saratoga Land Management regarding the Palmerton Project. The contract date is October 1<sup>st</sup> and they're looking to extend that to March 31, 2016. They need to finish the logging in there but would like to finish the project when the ground is frozen to do a better job. Harry Gutheil asked if this has something to do with the price of timber and asked what the prices would be next spring. Councilman Vittengl stated that the Town has already been paid for this project. There may be opportunities to get more revenue but in the Palmerton range he doesn't see that happening. It will be a very selective cut to make a few trails. There's more potential for revenue from the property behind the pump house that isn't marked yet.

Mr. Antis asked if there were plans for a solar array at this site. Councilman Vittengl stated that they originally looked at the spot near the pump house, then the Town Park and then the Tech Park. They decided to go to the Tech Park as it's a little more hidden and out of the way.

A motion was made by Councilman Vittengl and seconded by Councilwoman LeClair extending the contract date for the Palmerton Project from October 1, 2015 to March 31, 2016 through the consultant, Saratoga Land Management.

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 Councilman Prendergast and seconded by Councilwoman LeClair to adjourn to executive session at 8:50 p.m. to discuss an Article 7 with Lehigh Hanson.

Roll call vote resulted as follows:

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

The Assessor was invited into the executive session. The Town Clerk did not sit in on this session.

A motion was made by Councilman Vittengl and seconded by Councilman Prendergast to adjourn the executive session and re-open the regular meeting at 9:00 p.m.

Roll call vote resulted as follows:

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

No action was taken in executive session. After coming back into open session, the Board rescinded its resolution dated August 11, 2015 on the Lehigh Hansen Article 7 proceeding and adopted the following resolution:

**Resolved** that the Town Board of the Town of Moreau hereby agrees to the settlement of the Article 7 proceedings with Lehigh Hanson LN Glens Falls v. Town of Moreau et al, with the reclassification of certain lots, and the payment of no refunds, and be it further

**Resolved** that the Town Board hereby authorizes the attorney for the Town to execute the necessary paperwork, including a Stipulation of Settlement and Order, to effect this resolution.

Harry Gutheil asked what the assessment changes were and the Assessor answered his questions.

A motion was made by Councilwoman LeClair and seconded by Councilman Vittengl to adopt the above resolution as read by Councilwoman LeClair.

Roll call vote resulted as follows:

Councilman Vittengl	Yes
Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Councilman Kusnierz	No
Supervisor Jenkins	Yes

A motion was made by Councilman Vittengl and seconded by Councilwoman LeClair to adjourn the regular meeting for the evening at 9:10 p.m.

Roll call vote resulted as follows:

Councilman Vittengl	Yes
Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Councilman Kusnierz	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)

A regular meeting of the Town Board of the Town of Moreau was held on August 25, 2015 in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York.