

A regular meeting of the Town Board of the Town of Moreau was held on October 13, 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.

The Town Clerk called the roll.

Town Board Members Present

Bob Prendergast	Councilman
Todd Kusnierz	Councilman
Preston L. Jenkins, Jr.	Supervisor

Town Board Members Absent

Gina LeClair	Councilwoman
Robert J. Vittengl, Jr.	Councilman

Also Present: Leeann McCabe, Town Clerk; Diane Foster, Deputy Town Clerk; Malcolm O’Hara, Attorney for the Town; Peggy Jenkins, Assessor; Jesse Fish, Water Superintendent; Paul Joseph, Highway Superintendent; Town Residents-Gardner Congdon, Rich Morris, Terry Clark, Reed Antis and Vince Spoorer; Village Resident – Harry Gutheil

Supervisor Jenkins led the Pledge of Allegiance.

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

APPROVAL OF MINUTES

The minutes from September 29, 2015 (2 sets) and from October 7, 2015 (Bid Opening) 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 Kusnierz to approve the minutes from September 29, 2015 (2 sets) and from October 7, 2015 (Bid Opening) as prepared.

Roll call vote resulted as follows:

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

SET FUTURE MEETINGS AND WORKSHOPS

A public hearing was scheduled for November 12, 2015 at 6:30 p.m. for the purpose of considering a new fee schedule for the Moreau Emergency Squad.

15 MINUTE PUBLIC COMMENT PERIOD

Vince Spoorer asked questions relating to fund balance and what to do with the sales tax received by the Town. The Supervisor stated that the fund balance is going down. Mr. Spoorer stated that his County taxes have increased by not sending money back to the County. His NYS Mandate portion has increased 20%. He stated that no matter how you look at it, either the County is going to give an increase or the Town is.

Harry Gutheil spoke next and stated that he wouldn’t be here during the discussion to take place regarding the authorization for the Supervisor to apply for grant money to study water consolidation. He

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stated that unless the Board knows for sure that they are planning to consolidate it's premature to apply for the grant. Mr. Gutheil also stated his displeasure of some statements displayed in some campaign literature. He stated that it's a shell game to make the Supervisor look good.

Gardner Congdon spoke next and stated that he agreed with Mr. Gutheil's comments. He also stated that the Supervisor hasn't done his job in trying to lower taxes and will be leaving his successor with a financial nightmare.

BID RESULTS – WINTER SAND

This agenda item was tabled until the Attorney for the Town can review and advise the Town Board.

HIGHWAY DEPARTMENT REQUESTS

The Highway Superintendent had six items that he placed on Auctions International. He's removed two of the items and is requesting approval to sell the other four items as bid.

A motion was made by Councilman Prendergast and seconded by Councilman Kusnierz approving the Highway Superintendent to sell his surplus merchandise at the bid prices.

Roll call vote resulted as follows:

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

WATER DEPARTMENT REQUESTS

The Water Superintendent presented the Town Board with a request from Mark and Matthew Sassone to reduce their water bill from February 2015. The water was leaking under the building and went undetected for quite some time. The bill came to \$4,072.12. The Town Board came to the decision to charge the Sassone's no more than what the Town pays for the water.

A motion was made by Councilman Kusnierz and seconded by Councilman Prendergast that as a result of catastrophic water loss to residential owner's Mark and Matthew Sassone, property located at 1386-1388 Route 9, with a water billing in February 2015 at a rate of \$4.00/1,000 gallons shall be reduced to \$3.60/1,000 gallons giving a total credit of \$407.21.

Roll call vote resulted as follows:

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

RECREATION DEPARTMENT REQUESTS

The Supervisor reported that a mold study was received relating to the yellow house in the front of the Municipal Complex and that no unusual mold conditions were present. There were three types of mold present that aren't dangerous and can be found in most households. He stated that he wants to authorize the maintenance department to use a mold sealant to lock in the mold and then it can be painted over. There were no objections to this request.

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There was a request from the Recreation Department for drainage repair near the corner of Pavilion #1. There was no one present to explain the work needed. Paul Joseph thought that this was a project that his Department was to handle and that it was discussed previously. He stated that the water pools up at this location and is sometimes 4' deep. A drywell should take care of the problem. The cost for the Highway Department to do the work is \$3,000.00. This agenda item was tabled until the next regular Town Board meeting.

DISCUSS PAY INCREASE – PETE CORLEW

The Supervisor wasn't sure why this was on the agenda as he thought this topic had been discussed before. Councilman Kusnierz stated that Pete had reached out to Board Members and explained that he's doing his job as well as the job vacated by Tim Johnston. He's looking to have an increase to \$15.91 per hour. Councilman Kusnierz thought the entire Board should be present to make this determination and decide what they want to do overseeing the Park. If he's promoted up then the question is, do they still need a foreman position. The Supervisor didn't have a problem with giving Mr. Corlew a raise and stated that he is an excellent employee. Councilman Prendergast stated that if they are going to do a salary action tonight and then again at budget, then maybe it should be a little bit less than requested. He suggested giving a .75 raise for now and then a salary increase in January along with everyone else. The Supervisor didn't have a problem with \$15.75 per hour. Councilman Kusnierz asked if he wanted the entire Board present for this and the Supervisor replied that he knew Councilwoman LeClair was on board with this.

A motion was made by Councilman Kusnierz to raise the salary of Pete Corlew to \$15.75 per hour.

Gardner Congdon asked if he could make public comment on this motion and he was allowed. Mr. Congdon asked who Pete answers to. Who is his boss? Mr. Congdon stated that earlier this year, Pete was directed by Councilman Vittengl to go change a lock at a gate where the logging was taking place. He asked if this job is a recreation job or is he a general run-a-round person. The Supervisor stated that Pete has taken on additional duties to his foreman position at the Recreation Park. He also stated that it was a Town Board decision to have the lock placed on the gate. The Supervisor stated that the gate was locked because Finch Pruyn was leasing their land to someone. The people of the Town weren't allowed to have access to that site because those people were camping there. Mr. Congdon stated that the people who were leasing the property had to call the Sheriff's Department to access the land. The Supervisor stated that they ultimately came to an agreement with Finch. Reed Antis asked if Mr. Corlew's responsibilities run outside the Park. Councilman Kusnierz rescinded his motion and stated that the Town Board would be meeting with Pete on October 22nd for a budget workshop. They can discuss at that time what his role will be, who he answers to and what his pay will be.

HIGHWAY GARAGE – DISCUSSION

The Supervisor stated that based on a discussion with Garry Robinson a proposal was received by Attorney Buettner from Gerard Associates Consulting Engineers, PC to investigate condensation issues at the Moreau Highway Garage. The services would include: A field visit to conduct non-invasive survey of the building construction and ventilation systems; Review of available documentation of building construction details and Preparation of report of their findings. This service was proposed at a cost not-to-exceed \$3,000.00. Councilman Kusnierz stated that he would fix this problem tomorrow but he doesn't want to weaken the Town's position on the litigation. Councilman Prendergast stated that we have a water issue down there and that the Attorney for the Town stated it's imperative that we rule out HVAC. Councilman Kusnierz stated that it's very important that we know who's coming in and that they're willing to testify. The Supervisor suggested that this be tabled for 2 weeks. This will give them time to speak with the Attorney for the Town.

RE-APPOINT MARC PORTER-BOARD OF ASSESSMENT REVIEW

A motion was made by Councilman Prendergast and seconded by Councilman Kusnierz re-appointing Marc Porter as a member to the Board of Assessment Review for another 5 year term.

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Roll call vote resulted as follows:

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

ACCEPT RESIGNATION OF REBECCA CORP

A motion was made by Councilman Prendergast and seconded by Councilman Kusnierz to accept the resignation of Rebecca Corp from the position of part-time cleaner.

Roll call vote resulted as follows:

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

HIRE MICHELLE ROSS-CLEANING SERVICES FOR HIGHWAY GARAGE

A motion was made by Councilman Prendergast and seconded by Councilman Kusnierz to engage the services of Michelle Ross, on a contractual part-time basis at a rate of \$10.00 per hour, pending approval of the contract by the Attorney for the Town for cleaning services at the Highway Garage and for authorization for the Supervisor to sign the contract.

Roll call vote resulted as follows:

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

APPROVE CHANGE ORDERS 1 & 2 (TOWN HALL RESTORATION) HVC

A motion was made by Councilman Prendergast and seconded by Councilman Kusnierz approving change orders to the Moreau Town Hall – Basement Repairs from Hoosick Valley Contractors, Inc. #1 – to provide initial sprinkler services to troubleshoot system on 4/14/15. Northeast Fire Protection performed the work at a cost of \$699.86 and #2 – to provide electrical light/smoke detector removals and reinstallation in the basement and replace light ballasts that were not working correctly at a cost of \$1,951.52. These charges will be submitted to the Insurance Company.

Roll call vote resulted as follows:

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

AUTHORIZE SUPERVISOR TO APPLY TO DEPT. OF STATE FOR GRANT TO STUDY CONSOLIDATION OF WATER

A regular meeting of the Town Board of the Town of Moreau was held on October 13, 2015 in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York.

The Supervisor stated that he heard comments relating to this topic earlier in the meeting and explained what the costs involved would be. He stated that if awarded the Town would only be responsible for 10% of the costs. This agenda item was tabled so that the entire Board could discuss this further.

15 MINUTE PUBLIC COMMENT PERIOD

Terry Clark asked the Supervisor about the inspection of the water fittings. They were to be checked by the Building Department and he asked it's going to be done. He asked the Supervisor to check into this. Jesse Fish stated that Tim Burley had sent a gentleman down and he inspected all the lines of the homes he could get into. He had some changes made. Terry Clark stated that he didn't come to his house and asked to have his fittings inspected by a professional.

Gardner Congdon stated that before we put people through a consolidation this is subject to a referendum. Supervisor Jenkins stated that this isn't subject to a permissive referendum.

Terry Clark asked again if they were going to inspect or not.

Reed Antis asked if it was Borolex that was filing suit regarding their assessment. The Assessor replied that it was Erie Blvd. He asked if the Board was going to be tougher this time. The Assessor replied that it depends on what we can support and what the experts find. Councilman Kusnierz stated that it depends on the methodology used by the experts in supporting our assessments. Councilman Prendergast stated that properties were valued differently 5 years ago and the decision made was based on the recommendation to settle by the Attorney. The Assessor stated that they only settled on 1 hydro not all 3.

Reed also asked about the Sewer station intended to be built on VanBuren Street and how this metering will be any different than how it's handled today. The Supervisor replied that we pay the City of Glens Falls based on water volume and not sewer volume. This would help possibly reduce sewer costs and give us more information into usage.

Rich Morris spoke regarding the logging that occurred at the bottom of Nolan Road and asked if the proceeds went into the general fund. The Supervisor replied yes. He asked if the ownership is Town property and the answer was yes. He asked if the Supervisor was clear on that fact and that it's not owned by Water District 2. The Supervisor replied that it was for the benefit of Water District 2 but owned by the Town. The Water District owns the tower, the building and the lines etc. but not the land. Mr. Morris stated that the Water District purchased that land and the Town stripped it at half the value. Mr. Morris expresses his displeasure. The Supervisor stated that it's the laws of the State of New York that get to make that decision not him.

The Supervisor stated that the 15 minute public comment period was over.

COMMITTEE REPORTS

Councilman Kusnierz stated that he was out of Town and asked if anyone attended the Crandall Public Library public hearing. The Supervisor replied that he attended and that there was nothing to report.

There were no other committee reports.

SUPERVISOR'S ITEMS

None

A motion was made by Councilman Prendergast and seconded by Councilman Kusnierz to adjourn the meeting for the evening at 8:20 p.m.

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Roll call vote resulted as follows:

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

Meeting adjourned.

Respectfully submitted,

Leeann McCabe
Town Clerk

The above minutes are not intended to be a complete transcript, only a summary. To hear the complete audio of the meeting, you may visit the Town's website at: www.townofmoreau.org