

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

The Supervisor call the meeting to order at 7:55 p.m.

The Town Clerk called the roll.

Town Board Members Present:

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

Town Board Members Absent

None

Also Present: Leeann McCabe, Town Clerk; Karla Buettner, Attorney for the Town; Jesse Fish, Water Superintendent; Susan Stockman, Assessor’s Clerk; Kathleen Moore, Post Star Reporter; Chris Abrams, Highway Department; Sandy Mahoney, Recreation Program Director; Town Residents: Reed Antis, Alan VanTassel, Pete Lemery, Gardner Congdon, Jim Rando, Tim and Chris Merrill, Brian & Deb Abare, Rich Morris, Joe Tardif, Dana Charpentier, Tom Cummings; Village Residents: Chris Music and Kristi V.?.; John Peters and Lane Zugalla from Cornerstone.

Supervisor Jenkins led the Pledge of Allegiance and then welcomed everyone to the meeting and asked that all electronic devices be silenced or turned off.

APPROVAL OF MINUTES

The minutes from October 22, 2015, October 26, 2015 and October 27, 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 Councilwoman LeClair and seconded by Councilman Vittengl to approve the minutes as prepared from October 22, 2015, October 26, 2015 and October 27, 2015 (2 sets).

Roll call vote resulted as follows:

Councilman Prendergast	Yes to October 26 and 27, 2015, Abstain from October 22, 2015
Councilwoman LeClair	Yes
Councilman Kusnierz	Abstain

Reed Antis interrupted the roll call and stated that he had made a comment at an earlier Town Board meeting that wasn’t fully noted. He stated that political signs aren’t allowed on Town or Village property and that signs were placed at Rice Cemetery. Since the Cemetery is owned by the Town the signs shouldn’t be there. He also asked if it is proper for the Town Clerk to make mention at the end of her minutes that they are just a summary and the Attorney for the Town replied yes. She stated that the State doesn’t like verbatim minutes.

The Clerk finished the roll call:

Councilman Vittengl	Yes
Supervisor Jenkins	Yes

SET FUTURE MEETINGS AND WORKSHOPS

Councilman Prendergast asked to set a meeting of the Water Committee for November 13, 2015 at 1:00pm to look at the reduction in water rates.

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Councilman Kusnierz stated that he had made a motion to reduce water rates in the past and there was no second to the motion. Supervisor Jenkins stated that at the last meeting they stated that they probably won't approach consolidation so they could look at reducing rates in Districts 2, 4 and 5.

15 MINUTE PUBLIC COMMENT PERIOD

Councilwoman LeClair stated that Mr. Merrill was at the last Town Board meeting and discussed problems with the truck traffic going in and out of the quarry gate. She stated that she talked with Paul Joseph and they need to know what the next step is. She thought that the Board was behind the Merrill's. Councilman Prendergast stated that at the last meeting he mentioned putting a weight limit on the road and thought someone should talk to the Highway Superintendent. Councilwoman LeClair asked that the Supervisor talk to him.

Terry Clark spoke to the Town Board relative to a visit he received from the Sheriff's Department and also the problems that he's had with the Town regarding a water line that broke.

Dana Charpentier, who owns property across the street from the Town Hall Building stated that he had heard something about a possible speed limit reduction. He asked if anyone has any pull with law enforcement to have more road patrols on this street. He stated that someone is going to get hurt. Supervisor Jenkins stated that when the Town first moved in, a request was made for a speed limit reduction to 45 mph and to put in double yellow lines so there would be no passing. The request was denied but he stated that he thinks it should be 45 mph and that they could resubmit another letter to the County. The Supervisor thought it might help to have a letter from Mr. Charpentier to submit with the request.

Rich Morris asked if a petition would help. The Supervisor stated that the more support from the citizens would certainly help.

Councilman Kusnierz stated that his office receives a lot of requests for speed limit reductions. What's successful in reducing speeds are speed limit signs that clock your speed. He stated that they're a huge deterrent to speeding. He suggested that Mr. Charpentier speak with Senator Marchione.

Reed Antis spoke to the Town Board relative to the Solar Contracts. He stated that he's been checking the power bills from Integrys and National Grid. This was a lengthy conversation that can be heard on the audio.

CORNERSTONE PRESENTATION

Lane Zugalla gave a brief presentation to the Town Board with a projected savings amount of \$150.00 per month should the Town decide to contract with Cornerstone. He stated that the copper lines are deteriorating and that in the past if a call for service was made it would take 2 to 3 days for resolution. With this upgrade, it will be in digital format and there will be no more tech calls. It would take 3-4 weeks to upgrade. He stated that there would be a fee of \$150.00 to upgrade but that the fee could be waived. The total combined savings would be \$150.00 per month and services would be on one bill. The Supervisor asked the Buildings and Grounds committee members to look at this and he would also like to see a comparison.

Alan VanTassel asked if there was a current RFP for these services and the answer was no. He suggested that RFP's be sent out as this proposal could potentially be higher than others. He stated that Cornerstone might be the right solution but the Town should go out for RFP's.

Councilman Kusnierz made comment to an earlier question from Mr. Antis relating to a Power Purchase Agreement and stated that he had voted against it.

HIGHWAY DEPARTMENT REQUESTS

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

A motion was made by Councilwoman LeClair and seconded by Councilman Prendergast to approve a purchase order for Rock Salt from Morton Salt under County Contract #15-PWS-10R This will be paid from account DB5142.490, which had a balance of \$53,294.41 as of October 5, 2015.

Roll call vote resulted as follows:

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

WATER DEPARTMENT REQUESTS

Jesse Fish stated that he finished the hydrant in the Rec Park and the new relay has been installed at the Tech Park. He also wanted to respond to comments made at the earlier Public Hearing about locating water services. He stated that in Water District 2 and 1 some of the services have gate valves and not ball valves. Some of them work and some don't. In case of an emergency, if the valve doesn't work, it's nice to know where they are. They're all carded now so that you can pull out the card with the house number and know exactly where the valve is. It saves time to know where the location is before you get there. If water were running into a building for example, it's really handy to have this.

RECREATION DEPARTMENT REQUESTS

The Supervisor stated that all the details are with the prices for the Hydro Rake. Three prices were received:

Cazenovia Equipment Co., Inc.	\$15,024.89
Grassland Equipment	\$17,232.46
MTE Turf Equipment	\$15,647.20

The recommendation from the Maintenance Director was to go with Cazenovia Equipment Co, Inc.

A motion was made by Councilwoman LeClair and seconded by Councilman Vittengl authorizing the purchase of a 2015 Hydro Field Rake from Cazenovia Equipment Co., Inc. at a price of \$15,024.89. This will be paid from account HP7180.2 which had a balance of \$11,884.53 as of October 23, 2015.

The Town Clerk asked if an increase in appropriations is needed to be done before this purchase could be made. The Supervisor stated that this was done at the previous meeting. The Town Clerk stated that she thought it had been started but it didn't get finished.

Roll call vote resulted as follows:

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

Sandy Mahoney reported that the Basketball program was up and running with 220 kids participating. She stated that she is in need of some equipment (balls, hand pumps, bags to carry the equipment and cones) and asked if she could use the Town credit card. The purchases total \$1,045.95. There was a problem with using the Town credit card in that a user account had to be set up for Sandy and the Principal Account Clerk didn't have time right now to accomplish this. Councilwoman LeClair stated that she would use her personal credit card so that Sandy could get the equipment ordered.

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A motion was made by Councilman Vittengl and seconded by Councilwoman LeClair authorizing the purchase of equipment for the basketball program at a cost of \$1,045.95. This will be paid from account A7310.4.

Roll call vote resulted as follows:

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

Sandy asked about the contract issue with soccer and the Attorney for the Town stated that she would speak with her about it.

Sandy stated that at an earlier Town Board meeting there was authorization for referees for Flag Football at a rate of \$40.00 per day and this should have been \$40.00 per game.

A motion was made by Councilwoman LeClair and seconded by Councilman Vittengl to amend a previous motion that will approve the payment to Flag Football referees at a rate of \$40.00 per game.

Roll call vote resulted as follows:

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

SPEED LIMIT REDUCTION-BLUEBIRD ROAD

A request was made at the last regular Town Board meeting for a speed limit reduction on Bluebird Road between Fort Edward Road and the Hudson Falls Bridge. There was no formal resolution which is needed for the Town Clerk to file the proper paperwork with the County.

A motion was made by Councilwoman LeClair and seconded by Councilman Prendergast authorizing the Town Clerk to file a speed limit reduction request with Saratoga County for the section of Bluebird Road between Fort Edward Road and the Hudson Falls Bridge and for Route 197 (Reynolds Road) between Route 9 and Route 32 (Gansevoort Road). Both requests will be for a reduction from 55 mph to 45 mph and also a request for double yellow lines (No Passing) to be added to Route 197 (Reynolds Road) between Route 9 and Route 32 (Gansevoort Road).

Roll call vote resulted as follows:

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

Gardner Congdon stated that the curve in front of Moreau Elementary School is listed in a National Registry of speed traps. He stated that this is a black mark on the Town. The Supervisor stated that he would look into this.

HIRE PART-TIME CLEANER – DARREL MACDONALD

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

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl to hire Darrel MacDonald as a Part-Time cleaner at a rate of \$10.00 per hour pending successful completion of a pre-employment physical and background check.

Roll call vote resulted as follows:

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

APPROVE 2016 BUDGET

A motion was made by Councilwoman LeClair and seconded by Councilman Prendergast to approve the 2016 Budget.

Councilman Prendergast stated that he doesn't agree with everything in the budget and in his 26 years he's never agreed with everything. He stated that there were a lot of discussions with differences in opinions but the Town needs a budget.

Roll call vote resulted as follows:

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

DISCUSSION AND APPROVAL WITH RESOLUTION TO PURCHASE FINCH PRUYN PROPERTY

The Supervisor stated that this would be discussed in executive session. Reed Antis asked if someone could give him a better description of where this property is located and Attorney Buettner replied, off Nolan Road. He asked if that's where the camps were and the answer was yes.

15 MINUTE PUBLIC COMMENT PERIOD

Councilwoman LeClair stated that there will be two new people coming on board in January with decisions that will need to be made. She asked that they be provided with copies of any items necessary such as contracts that they're working on, RFP's, master plan, zoning so that they wouldn't have to FOIL. Supervisor Jenkins stated that was pretty common and that it's been done in the past. The Supervisor stated that there was no reason they couldn't join them in executive session tonight as well. Everyone was in agreement.

Gardner Congdon thanked the Board and went on to state that there was no need for executive session regarding the Finch Pruyn property. Attorney Buettner stated that it was to negotiate a price. Supervisor Jenkins stated that Saratoga County is providing 50% of the cost up to \$35,000.00.

Jim Rando asked about the proposal on the Town's website for the Big Boom Trail. He lives on Old Bend Road and asked if anyone has approached the residents who live down there. The Supervisor stated that he wasn't aware of it. Mr. Rando asked if there was any grant money available or if the Town was seeking grant money. The Supervisor replied that there will be public hearings scheduled once the project gets started but that they're a long way from that right now. Mr. Rando stated that his feelings about the project don't coincide with some of his neighbors and asked again if the Town is actively seeking grant money and the Supervisor replied yes.

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Mr. Rando stated that there's a housing development going in on the corner of Paris Road and Old Bend Road. Reed Antis stated that it hasn't come before the Planning Board yet. The Supervisor wasn't aware of this project. The Supervisor stated that there was a major grant study done by SUNY Albany grad students at no cost to the Town. They did a great job but that's not to say where the money will come from. Mr. Rando asked what will happen with the projects that Councilman Vittengl has been working on and Councilwoman LeClair replied that she would talk with Bob and review everything so that anything that got started can be continued. Councilman Vittengl stated that this plan had been started years ago by the Glens Falls Transportation Council.

Mr. Rando stated that the plan is unfavorable to some of the residents. Some of the concerns are where people will park. Councilman Vittengl stated that it would be similar to the Glens Falls Country Club. Mr. Rando stated that it's a steep road with curves. The residents are already concerned about speeders. A lot are not in favor. It's a quiet dead end road and that's why they bought their houses there. He stated that he's a minority on this.

COMMITTEE REPORTS

Councilwoman LeClair stated that she had been contacted by one of the Council people from Fort Edward and they had a discussion regarding opening land for trails that's between Moreau and Fort Edward properties. She stated that this will take some money but not a lot. Mary Antis is helping and Councilwoman LeClair asked if anyone else would like to help, that would be great. She's having a meeting next Monday @ 9:30am but she's not sure where they will be meeting yet.

Councilman Kusnierz stated that he was contacted by someone over developer's policies for water and sewer. The policy they have for the water is different from the practice for sewer. For water they pay in thirds and for sewer they have to pay the entire amount up front. Attorney Buettner stated, when they apply for a building permit. It's his understanding that it's not in the Town Code and a policy has never been written. Depending on the size of the developer, it can be a hardship on them.

Supervisor Jenkins stated that the Town just received payment last week for all sewer charges and 1/3 of the water charges. He stated that the Town Board can change this. He stated that this started back when the only charge for sewer was the \$805 per unit for capacity. The Supervisor stated that the rates were voted on. Attorney Buettner stated that when they set the new rates for water, they set the 1/3, 1/3 and 1/3 but when they established the new sewer rates, there was no mention of a payment schedule. Supervisor Jenkins stated that he has no problem charging in thirds.

Councilman Kusnierz asked if the money goes into the districts and the Supervisor replied that the money for water goes into the water districts and the money for sewer goes into the sewer districts.

Rich Morris asked if the sewer main is paid for by all the tax payers in Town. The Supervisor replied that the sewer main was paid for with a \$1,000,000 Federal grant and \$1,000,000 was borrowed from the landfill reserve and the General Fund has been making payment on that debt. Mr. Morris asked if it was the Industrial Park sewer line or another line that he was referring to. The Supervisor stated that it didn't matter, it was just a sewer main. He asked what came first the Industrial Park or the existing sewer system. The Supervisor stated that there's only one sewer system and it comes out of the Industrial Park and combines at Sisson Road. Mr. Morris asked what the buy-in rates were for development and the Supervisor replied \$1750.00 per unit plus \$805.00 for sewer capacity for the City of Glens Falls. Mr. Morris asked if it was the same for residents as well as for apartments and the answer was yes.

A motion was made by Councilman Vittengl and seconded by Councilman Prendergast to adjourn to executive session at 9:20 p.m. to discuss the possible purchase of Finch Pruyne property, Part-time positions, CSEA negotiations and Town litigations.

Roll call vote resulted as follows:

Councilman Kusnierz	Yes
Councilman Vittengl	Yes

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Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Supervisor Jenkins	Yes

Gardner Congdon and Alan VanTassel were invited into the executive session. The Town Clerk did not sit in on the executive session.

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl to adjourn the executive session and re-open the regular meeting at 10:04 p.m.

Roll call vote resulted as follows:

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

No action was taken in the executive session.

A motion was made by Councilwoman LeClair and seconded by Councilman Prendergast to adopt the following resolution:

November 10, 2015

**RESOLUTION
TOWN BOARD
TOWN OF MOREAU**

SUBJECT: TOWN-WIDE RECREATIONAL CAPITAL RESERVE FUND EXPENDITURE

WHEREAS, by resolution dated December 13, 2011, the Town Board of the Town of Moreau duly established a capital reserve fund designated as the Town-Wide Recreational Capital Reserve Fund for the purpose of funding the acquisition and development of lands within the Town of Moreau for recreational use, including capital improvements on lands presently owned, in fee or otherwise, leased or hereinafter acquired in fee or otherwise or leased by the Town; and

WHEREAS, the Town-Wide Recreational Capital Reserve Fund has a present balance of approximately Two Hundred Twenty-Three Thousand Nine Hundred Ninety-Two and 57/100 Dollars (\$223,992.57); and

WHEREAS, the Town Board of the Town of Moreau has determined it is in the best interest of the Town to purchase certain real property from Excess Land, LLC ("Excess Land") within the Town of Moreau to be used as a trail known as the Big Boom Trail; and

WHEREAS, the acquisition of property for the ultimate creation of a trail and park opportunities is a purpose for which the Town-Wide Recreational Capital Reserve Fund was established; and

WHEREAS, the Town Board desires to fund the purchase of the property from Excess Land out of the Town-Wide Recreational Capital Reserve Fund; and

WHEREAS, the Town Board having deliberated upon this matter;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby authorizes the expenditure of funds, not to exceed Forty-Thousand and NO/100 Dollars (\$40,000.00), from the Town-Wide Recreational Capital Reserve Fund, a capital reserve fund, for the purchase of real property owned by

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Excess Land within the Town of Moreau for trail and park opportunities within the Town of Moreau, more specifically known as the Big Boom Trail, which funds include all necessary fees and disbursements, including engineering, surveying and legal fees; and it is further

RESOLVED, that the Supervisor and/or Deputy Supervisor is authorized to enter into a contract with Excess Land, LLC for the purchase of the real property identified above; and it is further

RESOLVED, that this resolution is made pursuant to General Municipal Law Section 6-c and is subject to a permissive referendum, as permitted by law.

Roll call vote resulted as follows:

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

A motion was made by Councilwoman LeClair and seconded by Councilman Vittengl to adjourn the regular meeting for the evening at 10:07 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, only a summary. To hear the complete audio, please visit the Town's website at: www.townofmoreau.org

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