

A regular meeting of the Town Board of the Town of Moreau was held on February 14, 2017 in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York.

Supervisor Congdon called the meeting to order at 7:02 p.m.

The Town Clerk called the roll.

Town Board Members Present

Alan VanTassel	Councilman
Bob Prendergast	Councilman
Gina LeClair	Councilwoman
Todd Kusnierz	Councilman
Gardner Congdon	Supervisor

Town Board Members Absent

None

Also present: Leeann McCabe, Town Clerk; Malcolm O'Hara, Attorney for the Town; Paul Joseph, Highway Superintendent; Jesse Fish, Water Superintendent; Elizabeth Lanfear, Supervisor's Confidential Secretary; Reed Antis, Planning Board Member and Town Resident; Liz Rovers, C.T. Male Associates; Don Rhodes, Laberge Group; South Glens Falls Historical Society: Nancy Purinton, Sharon Jensen, G. Peter Jensen, Stan Malecki, Bill Passineau; Town Residents: Angela Wadsworth, Richard Morris, Terry Clark and John Hogan

The Supervisor led the Pledge of Allegiance.

APPROVAL OF MINUTES

The minutes from January 24, 2017, January 31, 2017 and February 6, 2017 were prepared and presented to the Town Board prior to the meeting for their review, comment, correction and approval.

A motion was made by Councilman Prendergast and seconded by Councilman VanTassel to approve the minutes from January 24, 2017 as prepared.

Asked if all in favor, the following responses were given:

Councilman Prendergast	Aye
Councilwoman LeClair	Aye
Councilman Kusnierz	Abstain
Councilman VanTassel	Aye
Supervisor Congdon	Aye

A motion was made by Councilwoman LeClair and seconded by Councilman VanTassel to approve the minutes from January 31, 2017 as prepared.

Asked if all in favor, the following responses were given:

Councilwoman LeClair	Aye
Councilman Kusnierz	Aye
Councilman VanTassel	Aye
Councilman Prendergast	Abstain
Supervisor Congdon	Aye

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair to approve the minutes from February 6, 2017 as prepared.

Asked if all in favor, the following responses were given:

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Councilman Kusnierz	Aye
Councilman VanTassel	Aye
Councilman Prendergast	Aye
Councilwoman LeClair	Aye
Supervisor Congdon	Aye

SET FUTURE MEETINGS AND WORKSHOPS

None scheduled.

The Supervisor had made a suggestion that they table item #6 on the agenda and let those on the Recreation Committee come up with suggestions. Councilwoman LeClair stated that she would be ok with that as long as there aren't any time constraints. Councilman VanTassel stated that there are a few items that they would need to act on.

PUBLIC COMMENT PERIOD Solely for comments and questions which pertain to agenda items

The Supervisor asked Reed Antis to give the Town Board an update on the sound system and video he was producing of the Board meetings. Mr. Antis stated that he had given the Town Board paperwork on the system and how to improve the audio with an auxiliary speaker, which can be used with the Town's recorder.

Mr. Antis stated that he is still working on the Solar City contract, which the Board has before them. He's asked for some help from the Capital Region Planning Commission. He stated that he needs to understand it before the Board moves forward and should have information by the end of the month.

Mr. Antis asked if the Town Board had signed the Constellation Energy Services, 2 year renewal contract yet. Mr. Antis stated that National Grid rates in January were higher than Constellation Energy Services contract. The Supervisor changed the conversation over to the Town's energy use. Mr. Antis stated, since the insulation has been completed, they've seen a 20% drop in energy costs with regard to the gas usage which heats the building. He stated that the electricity is running at 5,000 – 6,000 kw hours per month. He stated that it's almost the same usage as the Highway Department Building. He thought that the Town Board should look into this. There was a brief discussion about the energy used vs. the energy produced by the solar panels. The Supervisor was concerned that the snow hasn't come off the panels. Mr. Antis stated that Monolith would need to be contacted. The Supervisor asked Mr. Antis if he would contact them and he was agreeable. The Supervisor asked if National Grid might do an energy audit. Councilman Prendergast stated that it had already been done. Councilman Prendergast asked if they should bring in someone like Smart Watt to do a study. Mr. Antis stated that they need to see what's causing the energy use and correct it.

OLD BUSINESS

- Landfill Monitoring Contract

The Supervisor asked Don Rhodes from Laberge Group if he would like to speak on the matter. Mr. Rhodes stated that his firm and C.T. Male had both submitted a proposal. He stated that inspections can't be waived until the Town reaches the 30 year mark and at present they are only at 20 years. He stated that they might be able to get the Town some specific mandate relief. He stated that their proposal has a deviation from the other engineering approach in that the Town would be able to make their own minor repairs, which would save the Town quite a bit of money. He stated that overall, they're proposing something pretty comprehensive. Mr. Rhodes was asked by the Supervisor about gas production at the site, which might supply the Highway Garage. He stated that it was something that could be looked into to see if it's viable. Councilman Kusnierz asked Mr. Rhodes if he was aware that the Town had a consultant look into this 8 years ago. Mr. Rhodes reported that because of the age & the amount to be generated, it wouldn't be worth it. Mr. Rhodes stated that they could still look into it to make sure that there isn't an opportunity of gas production. The Supervisor told Councilman Kusnierz that the report was based on predetermined methane numbers and that no actual testing was done from the vents themselves. He

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stated that the results were all computer generated. The Supervisor stated that it would be nice to know if there was methane coming up. Mr. Rhodes stated that production has changed over 8 years.

Liz Rovers from C.T. Male Associates asked if she could explain the testing. She stated that they did a study many years ago with an EPA program to estimate the levels of methane gas to be generated by the landfill. They provided the report to the Town and then facilitated the Town with a company from Vermont who was interested in determining how much methane gas was being generated from the actual vents. They submitted a proposal to the Town by way of CT Male and she emailed the proposal to the Supervisor's secretary when he came into office last January. The proposal was to check the flow rate and percent of methane from the vents to determine if it would be beneficial to the Town or not to catch the methane gas. She stated that the Town chose not to go forward with the proposal. She thought that the proposal included concepts on how much pay back there might be to the Town. Ms. Rovers stated that NYS DEC requires, on a semi-annual basis, that the Town monitor the explosive gas around the perimeter of the landfill to see if the gas is migrating, which would impact nearby facilities. The Supervisor asked Ms. Rovers, if during the time they did the testing, did they ever find any levels of concern. She stated that on the road that goes to the water tank, they measured some elevated readings. She also stated there were some elevated readings on the south side. The Supervisor asked for a copy of her report. Ms. Rovers stated that it would have been included in their annual report. The Supervisor stated that the elevated readings were 15 years ago and not now. Ms. Rovers stated that even within the last year, they had elevated readings but not to the extent that it's going off the property. The Supervisor's secretary stated that she had the report and would get it for the Supervisor to review. Ms. Rovers stated that she had sent an email in January that stated new NYS DEC regulations for post closure care, which came out last year. She stated that one component is with regard to custodial care. She stated that the new regulation will be changing again because of public comment made on last year's change. A new set of proposed regulations should be coming out in April and new regulations would be in place by the end of the year. The Supervisor asked if the regulations start with the EPA and Ms. Rovers replied that the EPA has their regulations and the individual States can have more restrictive regulations, which is what NYS DEC has with regard to solid waste. She stated that custodial care is what DEC determines for testing and when they determine the threat has been lessened to the environment, the environmental monitoring can be reduced. She stated that inspections would be on an annual basis and the Town would be able to do them themselves. She stated that the Town could do the annual inspections themselves right now. She stated that along with doing an annual inspection, the Town would have to maintain the landfill cap and at a minimum, mow the grass. The groundwater sampling would have to be done once every 5 years. She stated that right now the groundwater sampling is done 2 times per year. Ms. Rovers stated that they had requested a reduction from DEC, which was denied. She stated that they could discuss this with DEC again. She thought that when the custodial care comes into place, the Town might be eligible for a further reduction in monitoring. She stated that the regulations right now make the Town do testing indefinitely. With custodial care the Town will only have to do groundwater testing once every 5 years and the inspection once per year. She stated that there's no reason why the Town can't do their own maintenance as well. Councilman Prendergast asked if the custodial care hasn't been implemented yet and Ms. Rovers stated that it was a draft regulation that had public comment. There will be a new draft in the spring with an opportunity for more public comment and hopefully will be implemented by the end of the year. Councilman Prendergast asked if the Town would need to apply for a reduction and Ms. Rovers replied "yes" to NYS DEC. Councilman VanTassel asked Ms. Rovers if this has any bearing on the current proposal and she replied "no", her proposal is for current requirements. Ms. Rovers explained about PCB testing and stated that it has to be sampled 2 times per year but the analysis only needs to be done 1 time per year. The Supervisor asked if they ever found PCB's. Ms. Rovers stated that they had at other landfills with levels of 5-10 micrograms per liter.

Councilman VanTassel stated that this topic needs to be moved on and reported that there are two proposals, one from CT Male & Associates and one from Laberge Group. The Supervisor stated that he wasn't sure if they were comparing apples to apples. Councilman Prendergast stated that he's aware of CT Males work and knowledge of the landfill and because their proposal is also less than Laberge Group, he's in favor of using CT Male for the monitoring contract. Councilwoman LeClair agreed with Councilman Prendergast. The Supervisor made comment about CT Male providing services and the DEC mandates that were forced upon the Town. He stated that he would have rather seen a more environmentally

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friendly approach over the past 20 years. In conclusion he thought that the Town should be looking for more comprehensive engineering as a whole and there should be more communication.

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair to award the contract for Landfill Monitoring to CT Male and Associates and to authorize the Supervisor to sign the contract.

Asked if all in favor, the following responses were given:

Councilman VanTassel	Aye
Councilman Prendergast	Aye
Councilwoman LeClair	Aye
Councilman Kusnierz	Aye
Supervisor Congdon	Nay

Councilman Kusnierz stated that he was voting for the proposal for the same reasons Councilman Prendergast had pointed out and also because the information had been before the Board since December and there are time constraints with State filings. In order to avoid penalties it needed to be moved on. He also stated that the CT Male proposal was \$2,766.00 less than the other proposal.

Councilman VanTassel stated that both proposals were similar and were just for monitoring. He stated that he agreed with the other Councilmen but that they do need to decide which engineer to engage, to investigate methane production.

Supervisor Congdon didn't feel that both proposals were the same.

Mr. Rhodes stated that his firm and CT Male both have the same scope for Landfill Monitoring but that they could assist with the methane monitoring.

The Supervisor stated that he doesn't want to move ahead in directions that he doesn't agree with.

Councilman VanTassel stated that he was in favor of having the methane gas study done. Liz Rovers stated that she would provide another proposal to have this done. Councilwoman LeClair stated that she would like to see proposals from both engineering firms.

- Flood Plain

Councilwoman LeClair stated that she had received an estimate for flood insurance in the amount of \$9,000.00 per year. She stated that they can have Alton Knapp come in and speak to the Board to explain ways to negate some of the risk. She also stated that the beach house isn't on Town property, it's on Village land. Councilman VanTassel stated that he didn't think they were ready to have meaningful conversation on this topic. He thought that they needed to do more discovery.

- Town of Moreau Local Development Corporation

Attorney O'Hara stated that he understood from the last meeting, the Board's intent is to dissolve the Corporation. He stated that he would need the file on the Corporation as this all pre-dated his firms' participation with the Town. Elizabeth Lanfear asked if there was a resolution to dissolve the Corporation and the answer was no. Attorney O'Hara stated that he needs whatever paperwork the Town has and then the resolution can be done as part of the process.

SOUTH GLENS FALLS HISTORICAL SOCIETY – NANCY PURINTON

Nancy Purinton, President of the Town of Moreau/Village of South Glens Falls Historical Society, gave a short presentation to the Town Board. She started by saying that it was brought to the attention of the Board of Trustees about remarks that were made about the organization concerning the condition of the

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Parks Bentley Place and the status of their organization. She stated that these remarks were erroneously reported and assured the Board that the organization is doing just fine and the Parks Bentley Place is also well. She presented to the Board documents and brochures which document improvements that have been made over the past 10 years as well as things they want to do in the future. The documents talk about preserving the Parks Bentley Place as well as preserving the history of South Glens Falls and Moreau and it also talks about providing educational programs for both children and adults that talk about the history of Moreau and South Glens Falls. She stated that all of their programs are made possible by the donations of time and money of over 75 members and friends. She also thanked the Town Board for the stipend that is given to them each year, for the maintenance of the building. Ms. Purinton explained the history of the Parks Bentley Place and stated that because of the age of the building, repairs and maintenance are ongoing. She stated that they follow the regulations & requirements of a building on the National Historical Registry. Ms. Purinton stated that the Parks Bentley Place is important to the history of the Town and Village and hopes that it will continue. She encouraged the Town Board to visit the museum and stated that they can contact either herself or one of the Board members for a tour.

Councilman Kusnierz thanked Ms. Purinton for her presentation and stated that they do a good job with the resources that they have. He asked if the organization has applied for any grants through Parks and Recreation. Ms. Purinton stated that they hadn't applied through them but they do have a grant into the DAR association. She stated that a few years ago they received a \$10,000.00 matching grant for their kitchen. The matching grant they are applying for now will help them to repair the windows. They also applied to the Marathon Dance for grant money and didn't receive that. Councilman Kusnierz stated that Parks and Recreation have grant money available especially if they're on the National Registry, which could be helpful to them. Councilman Kusnierz asked if any of their members go into the schools for their presentations. Ms. Purinton replied that they do. Councilwoman LeClair asked about the hutch in the hallway at the Town Hall and asked if they have anything that they would like to display. Ms. Purinton stated that they will be doing something in May. Ms. Purinton was thanked by the Board for her presentation.

HIGHWAY DEPARTMENT – ROCK SALT

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair authorizing the purchase of rock salt from American Rock Salt at a cost of \$36,000.00 from account DB5142.490, with a balance of \$90,000.00 as of February 1, 2017. The purchase will be made under County Contract #16-PWS-10R.

Asked if all in favor, the following responses were given:

Councilman Kusnierz	Aye
Councilman VanTassel	Aye
Councilman Prendergast	Aye
Councilwoman LeClair	Aye
Supervisor Congdon	Aye

The Supervisor inadvertently skipped over agenda item #6 and stated that he would come back to it.

ENGINEERING

Mr. Rhodes stated that he had done some surveying and explained that the beach area is below the flood plain but just up the road is above the flood plain and therefore wouldn't need flood insurance. He reviewed the Village Code and stated that the Town would need flood permits to build and it would either need to be either above the flood plain by raising the site or it would need to be flood resistant by anchoring it and letting the water flow through it. Mr. Rhodes stated that they had given the Town a proposal to address this at a cost of \$1,800.00. He stated that they're proposing to act as the technical bridge. They understand what needs to happen on a technical and an engineering point of view. He stated that as a municipality, building a non-resident structure, the Town wouldn't have to have flood insurance but, he stated, you would have to meet Village code.

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Mr. Rhodes explained the proposal for the paving grant through NYS DOT. He stated that the Town has a grant they're eligible for in the amount of \$265,000.00 toward the resurfacing of Reservoir Road and Feeder Dam Road. He explained what is necessary to proceed with the implementation of the Town's Locally Administered Federal Aid Project (LFAP).

Mr. Rhodes next reviewed his Sewer proposal and stated that the project would benefit from a public outreach program. He stated that there were concerns over the route and that alternatives should be explored. He understood the reason why the sewer went in the direction it did because of the EFC financing. He stated that they need to evaluate which alternative would cost less, referring to the type of financing. He stated that the Board needs to be presented with several alternatives. One of the alternatives would be to consolidate districts. The Board needs to be able to share the alternatives with the public so that they can engage in the conversations. He stated that the sewer project is valuable and there's a lot of support for commercial development. He thought that with public engagement, this project could be successful. They would complete a Map, Plan and Report, which would have more meat to it, which they could have dialogue on.

Mr. Rhodes spoke about his MS4 Program proposal and stated that he had spoken with the County today. He stated that it was his understanding that DEC was in the process of giving the Town an audit response with inefficiencies. He stated that the inefficiencies were included in the proposal, which would assist the Town with their MS4 program development, compliance, record keeping and reporting. They would be developing a program that's implemental and wouldn't sit on a shelf. The Town would need to delegate a Stormwater Management Officer, which has been a consultant in the past and which DEC doesn't recognize. He stated that it has to be either a Town employee or a paid representative of the Town. Their proposal should give the Town a long working Stormwater Management Plan. He stated that his firm is proactive and if reporting is due by December, they would let the Town know in August so that they would be prepared. They make sure that there's plenty of time to complete the work. Councilman Prendergast asked Mr. Rhodes, who is typically designated as Stormwater Management Officer. He replied that it doesn't need to be a technical person. A lot of times it's the Building Inspector and sometimes it's the Zoning Officer. He stated that most of the work is clerical but sometimes they might go out on inspections and collect data such as pictures to forward to the engineer. The Supervisor stated that he refers to the position as monthly data collection, which is then referred to the engineer to complete the report. The Supervisor stated that he had spoken with Maureen from the Highway Department and that she was capable of doing the necessary paperwork. Mr. Rhodes stated that the Highway Department would be responsible for reporting to the Stormwater Management Officer of the procedures that were done. Councilwoman LeClair asked how many hours per week the job would entail. Mr. Rhodes replied that it would vary. Some weeks it could be up to 20 hours and other weeks could be half of that.

Councilman VanTassel stated that at the Organizational Meeting, Laberge Group became a Town designated engineer. They need to pass a resolution to have the Supervisor sign the contract. Mr. Rhodes explained that being a Town designated engineer will provide general services as needed and not for the services his firm had proposed and that were explained this evening. Councilman VanTassel stated that he prefers to have separate proposals for each project.

A motion was made by Councilman VanTassel and seconded by Councilman Prendergast authorizing the Supervisor to sign the Professional Services General Contract presented by Laberge Group dated January 26, 2017.

Roll call vote resulted as follows:

Councilman VanTassel	Aye
Councilman Prendergast	Aye
Councilwoman LeClair	Aye
Councilman Kusnierz	Aye
Supervisor Congdon	Aye

Councilman VanTassel stated that they aren't prepared to move on all of the other proposals that were presented this evening but they do need to move on the paving grant. He stated that they're running on a

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tight time line. He stated that they've been working with another engineer and they aren't meeting the deadlines. He stated that they need to make a change.

A motion was made by Councilman VanTassel and seconded by Councilman Prendergast that they memorialize a polling of the Board which approved Laberge Group to pick up and move forward with the proposal for the completion of the paving grant.

Roll call vote resulted as follows:

Councilman Prendergast	Aye
Councilwoman LeClair	Aye
Councilman Kusnierz	Aye
Councilman VanTassel	Aye
Supervisor Congdon	Aye

Elizabeth asked if they needed to authorize the Supervisor to sign the contract.

A motion was made by Councilman VanTassel and seconded by Councilman Prendergast to amend the previous motion to memorialize a polling of the Board which approved Laberge Group to pick up and move forward with the completion of the paving grant and authorizing the Supervisor to sign the proposal, pending review by Counsel.

Roll call vote resulted as follows:

Councilman Prendergast	Aye
Councilwoman LeClair	Aye
Councilman Kusnierz	Aye
Councilman VanTassel	Aye
Supervisor Congdon	Aye

The Supervisor asked if they were clear that Maureen was the Stormwater Management Officer. Councilman VanTassel stated that he didn't know if they were prepared to make the decision tonight. He stated that they acted on the proposals that were time sensitive tonight and that in his opinion, they should act on the others at the next regular Town Board meeting.

RECREATION DEPARTMENT

- Jennie Finch Camp Contract

A motion was made by Councilman VanTassel and seconded by Councilman Prendergast authorizing the Supervisor to sign the contract as presented by Adirondack Xtreme 12U with the Town of Moreau in reference to the Jennie Finch Softball Camp.

Asked if all in favor, the following responses were given:

Councilwoman LeClair	Aye
Councilman Kusnierz	Aye
Councilman VanTassel	Aye
Councilman Prendergast	Aye
Supervisor Congdon	Aye

- PJ Motsiff – Spring Soccer @ Moreau Rec

Councilman VanTassel reported that the Recreation Program Director had a conversation with PJ Motsiff. He stated that he was awarded the contract for the Fall Soccer program last year and that he has a desire to run a Spring Soccer Program. Councilman VanTassel stated that there are no contract details as yet.

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There was mention that he would run the program the same as in the fall, where he had given the Town a portion of what he collected. Councilman VanTassel asked if Elizabeth would get a copy of the contract from Mr. Motsiff and asked the Board if they had any concerns. Councilman Prendergast asked if this was a new program and it was replied that it was. Councilman Prendergast stated that soccer is very popular and he wouldn't have a problem with the program and also stated that he hopes that it would turn out well. Councilman VanTassel stated that they can review this at the next regular Town Board meeting if they have a contract in place.

Elizabeth Lanfear stated that Attorney Buettner has concerns that flyers for programs are being sent out with fees on them before the Town Board approves them. Councilman VanTassel agreed and stated that they would have conversation with those entities that advertise before they are approved.

DIPSPUTED WATER BILL

The Supervisor reported that a letter had been received from a resident at 67 Spier Falls Road disputing a water bill that she had received. The letter stated that the owner didn't know that she was hooked up to the Town water and that she had continued to run her Culligan system at an average cost of \$250.00 per year. The Town Board reviewed the letter and comments were made. Councilman VanTassel stated that it would be troubling to receive a bill after 4 years. The Supervisor stated that it was an unintentional neglect on both parties and made a suggestion of splitting the cost down the middle. Councilman VanTassel stated that he would be supportive of that. The Town Clerk was asked if this has ever happened in the past. She referenced Terry Clerk, who was in attendance of the meeting. It was reported that he had water for over a year and hadn't been billed for it. Councilman Prendergast thought that the Town should bear part of the responsibility and he's willing to discuss it. Jesse Fish stated that the father had let people in to hook up the water. He also stated that there have been other people who slipped through the cracks that had to pay for all of the water that went through the meters. Councilwoman LeClair questioned the Culligan system and why they wouldn't have questioned the fact that she was hooked up to Town water. Councilman VanTassel stated that they are in business to soften water. It's not their job to question why people would want their system. Councilman VanTassel stated that he's comfortable with a precedent that's been established in the past but also stated that this doesn't set well with him. The Supervisor gave an example of someone whose meter had been read after many years and was found to have used Town water. That family paid for all the usage but the Supervisor thought that the precedent set was wrong and also told the individual that she shouldn't have paid it. The Supervisor brought up the Fortsville Road residents who are paying minimum bills for water that they don't use. He stated that the issue was brought to the Attorney for the Town who in turn asked Kevin Feuka from C2ae for his advice on the matter. The Supervisor stated that they aren't hooked up and they have no meters. He stated that they've all paid over \$700.00 for the last 5 years. He stated that not only did they not use the water, they don't even have a pipe going into their homes. The Supervisor stated that the document they signed clearly states that they will only pay for water that goes through their meter. He stated that you can't use a precedent if the precedent is wrong. The Town Clerk mentioned to the Board that the issue on the agenda had been brought before the Town Board in September. She needed Board approval to allow for the charge to be paid over the course of a year with no penalty and no relevy. Councilman VanTassel stated that he would recuse himself of any decision made this evening until he has more information. This item was tabled until the next regular Town Board meeting.

LA GROUP – BILLING RATES AS OF JANUARY 1, 2017

Elizabeth Lanfear stated that the reason this is before the Board is because of a bill that was received. The bill had been reviewed by the Special Project Aide and he noticed that the rates had changed. He called the LA Group and was informed that the rates are subject to change per the contract that was approved. Councilman VanTassel stated that typically, when there's a clause in the contract, a vendor would have discussion before the rates would change. He stated that he would personally speak with Jim Martin about the rate change.

ANNEX IMPROVEMENTS – EOC HEAD START

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The Supervisor reported receiving drawings for a playground to be placed by EOC Head Start at the site of the Town's Annex building.

UPCOMING SARATOGA COUNTY DECEASED VETERAN'S CEREMONY – HONORING HARRY PRUTSMAN

A motion was made by Councilwoman LeClair and seconded by Councilman Kusnierz that the following proclamation be presented at the Deceased Veteran's Ceremony on February 28, 2017 in honor of Harry Prutsman.

PROCLAMATION

WHEREAS, Harry C. Prutsman was a Vietnam War Veteran who was born in Hollywood, California on October 10, 1942 to Joseph and Velma Matzner Prutsman, and

WHEREAS, Harry C. Prutsman graduated from Bishop Amat Memorial High School in LaPuente, California in 1961, and

WHEREAS, Harry C. Prutsman enlisted in the United States Army on December 1, 1965 and served two tours in Vietnam as a veterinary specialist. His duties included the care of military police and scout dogs that often fell ill to tropical diseases and for the care of dogs wounded in action. He held a rank of SP5 until his honorable discharge on November 29, 1968, and

WHEREAS, Harry C. Prutsman was presented with a Republic Vietnam Campaign Medal with Device 1960, A Vietnam Service Medal, a Good Conduct Medal, a National Defense Service Medal and the Sharpshooter (M-14 Rifle) Medal, and

WHEREAS, Harry C. Prutsman upon his honorable discharge from the United States Army returned home and traveled east where he met Patricia Thomson and whom he married in 1970. Harry became a Disabled Veteran Outreach Person (DVOP) with the New York State Department of Labor. He spent his professional life dedicated to the service of veterans and in 1995 was recognized as the NYS DVOP of the Year. He was instrumental in the creation of the Adirondack Vets House in Glens Falls and was a founding member of the Capital Region Veterans Stand Down committee to assist homeless and low income Veterans. He was a member and past president of the Vietnam Veterans of America, Chapter 79 and also assisted in the creation of the Vietnam Veterans Memorial at SUNY Adirondack. Harry continued his passion for dogs and was an agility teacher. He was inducted into the Glens Falls Kennel Club Hall of Fame in 2009, and

WHEREAS, Harry C. Prutsman passed away on June 1, 2012 in Glens Falls, New York and is survived by his wife of 42 years, Patricia and children Jim Prutsman, Melanie Trudo and Mike Prutsman his siblings Joseph Prutsman and Patricia Cook, and 10 Grandchildren, and

NOW, THEREFORE, BE IT RESOLVED, that in memory of Harry C. Prutsman and in honor of his military service to this country he will be honored on February 28, 2017 in Ballston Spa, New York, as a United States Army, Vietnam War Veteran, and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Moreau is proud to recognize Harry C. Prutsman for his years of service as a distinguished Vietnam War Veteran.

Roll call vote resulted as follows:

Councilman Kusnierz	Aye
Councilman VanTassel	Aye
Councilman Prendergast	Aye
Councilwoman LeClair	Aye
Supervisor Congdon	Aye

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Councilman VanTassel asked to go back to the previous agenda item regarding the playground equipment and asked where it was going to be placed. It was replied that it would go behind the Annex Building. Elizabeth Lanfear stated that it was in the contract that the Board would have to be notified of any improvements to the property. She asked if a resolution was in order.

A motion was made by Councilman Prendergast and seconded by Councilman VanTassel to approve the schematics of the EOC Head Start Playground, subject to review and approval by the Building Department.

Roll call vote resulted as follows:

Councilman Prendergast	Aye
Councilwoman LeClair	Aye
Councilman Kusnierz	Aye
Councilman VanTassel	Aye
Supervisor Congdon	Aye

Councilwoman LeClair asked if it could be requested that a sign be placed on the fence, that no dogs are allowed on the playground. The Supervisor didn't seem to agree with the Councilwoman and asked that they talk about it after getting more information. Councilwoman LeClair stated that she has a problem with dogs being in the playground with children. Councilman VanTassel agreed with Councilwoman LeClair.

SOLAR CITY – EXTENDING INSTALLATION DATE

The Supervisor asked Reed Antis if they should extend the installation date with Solar City. Mr. Antis replied that they should. He stated that there are still a lot of issues with how the contract is written. He stated that he will be meeting with someone to help understand it better. He stated that the five months that the solar panels would produce the least amount of energy, the Town requires the most. He didn't know if it would be a financially viable project. He stated that the Town is told that they would save money and he still has his doubts. The Supervisor stated that they hadn't signed a permanent contract with them yet. Mr. Antis replied that they had signed it but then Solar City had issues with National Grid and hook up prices, which put a hold on the project. The Supervisor asked Mr. Antis if he was recommending that they don't extend it. Mr. Antis stated that they shouldn't sign anything that would bind the Town if they won't make money or gain anything financially from the solar panels.

EXPANDED INCOME SURVEY

Councilwoman LeClair reported that she had spoken with Liz Tedford and it was suggested that they hold off on the survey until they know what they're doing with the sewer. It was agreed by the Town Board to hold off on the survey for now.

ACCEPT RESIGNATION – ROBERT SENTZ

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair to accept the resignation of Robert Sentez from his position at the Transfer Station.

Roll call vote resulted as follows:

Councilwoman LeClair	Aye
Councilman Kusnierz	Aye
Councilman VanTassel	Aye
Councilman Prendergast	Aye
Supervisor Congdon	Aye

SUPERVISOR'S ITEMS

A regular meeting of the Town Board of the Town of Moreau was held on February 14, 2017 in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York.

The Supervisor asked Attorney O'Hara if he had the details to set up the pay back of the force main. Attorney O'Hara stated that he had sent the Supervisor a letter back in December but will check into it and follow up with him.

The Supervisor reported receiving a letter from a logging company out of Maine. He stated that his advice is to tell them to talk to Saratoga Land Management. He stated that they're the ones that did all of the bidding and brought them on board. He stated that if they feel they have money coming to them, they should go through Saratoga Land Management. The Supervisor stated that Saratoga Land Management can then come to the Town and we can explain to them what they did wrong. Attorney O'Hara stated that he had sent this company a letter many months ago but that he would go back and look at it. The Supervisor stated that they need to live up to their contract.

Councilwoman LeClair stated that Sandy Mahoney was advised by Rebecca LaBarge that there was no letter sent to the County regarding her 2017 reinstatement to remain on the Saratoga County Youth Bureau for 2017. Councilman Kusnierz stated that historically, the Rec Director or Part Time Rec Director be a representative of the Town. He stated that without an appointment, there is no representation from the Town. Councilman Kusnierz stated that he didn't have a problem designating Sandy Mahoney as the representative of the Town.

A motion was made by Councilwoman LeClair and seconded by Supervisor Congdon to send a letter to Rebecca LaBarge, from the Saratoga County Youth Bureau, asking that Sandy Mahoney be the representative of the Town of Moreau for 2017.

Asked if all in favor, the following responses were given:

Councilman Kusnierz	Aye
Councilman VanTassel	Aye
Councilman Prendergast	Aye
Councilwoman LeClair	Aye
Supervisor Congdon	Aye

PUBLIC COMMENT PERIOD

Angela Wadsworth stated that when she was first billed for water it was for 4 months that she wasn't even hooked up. She stated that she had approached the Board and asked why she was paying for water for 4 months when she didn't have it. She stated that she was told to write a letter disputing the bill. She stated that she waited to hear back from someone and never did. She stated that the Town got their money for the water by taking it out of her escrow account. She asked why her neighbor's bill was 1/2 of hers and she was told that the bill was itemized. She stated that she never received a response from anyone on the Board and then noticed that the amount was deducted from her escrow. Councilman VanTassel asked what time period she was referring to and she replied that she had a transcript from August 2012. The Town Clerk explained to Ms. Wadsworth that her bill was for water that she used. She stated that the water is metered. The Town Clerk also explained that the billing dates all have to be the same. The program they use won't allow for different start dates on each individual bill. The dates all have to be the same and therefore even though her start date on her bill may have been before she was hooked up, she still used the water she was billed for. Ms. Wadsworth made statements about Casale and how they took pictures inside everyone's homes of the damage without permission. She stated that the pictures would show the improper hook-ups. Ms. Wadsworth referred to a conversation she had with the prior Supervisor, in that money was withheld from Casale in the form of a bond and asked why Attorney Buettner never came to her or others for depositions if the Town was in litigation with Casale. Ms. Wadsworth stated that Attorney Buettner accepted it, closed it out and gave the bond back. She stated that they should have kept the bond to pay for the damages that people incurred.

Ms. Wadsworth stated that she has a problem with Attorney Buettner not being here. She stated that she's still the Town attorney. She stated that she has questions for her and doesn't like her skipping out of the meetings when she's supposed to be here. The Supervisor stated that he believed they were reaching a good solution for Ms. Wadsworth. He stated that they can't do anything right now because of the snow.

A regular meeting of the Town Board of the Town of Moreau was held on February 14, 2017 in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York.

Councilman VanTassel stated for the record that Counsel is here at the Board's request.

The Supervisor stated that there is a plan to remediate Ms. Wadsworth's problem.

Ms. Wadsworth thanked everyone for their time and stated that she just wants to put the nightmare behind her.

Reed Antis asked about the status of the Highway Garage litigation. Attorney O'Hara stated that there have been developments that might be discussed during executive session. Mr. Antis asked about the litigation with Home of the Good Shepherd and Attorney O'Hara stated that it's been tried but no decision has been made. Mr. Antis asked that the Attorney let the public know when the decision is made as to whether they are tax exempt or not.

Liz Rovers asked that her firm be included if the Town is looking for any proposals. She stated that her firm is capable of handling stormwater and sewer engineering as well. Councilman Kusnierz stated, as they move forward, the Town will reach out to all approved engineers. Ms. Rovers asked who the Town would contact and it was agreed that they would contact Jim Edwards. Ms. Rovers stated that she looks forward to providing engineering services to the Town.

Terry Clark spoke about an article being in the newspaper regarding issues with water lines and the poor job that Casale did. He stated that he hasn't received an apology from anyone on the Board. When asked by the Supervisor if he wanted an apology, Mr. Clark replied that he's never had anyone say, they made a mistake and never should have pursued it or carried on. The Supervisor stated that he thought the Board was extremely sorry for what had happened. Mr. Clark felt as though everything in his life had been wrecked and the Board just walked out on him. The Supervisor stated that stuff happens and that they're trying to get better people on board.

A motion was made by Councilwoman LeClair and seconded by Councilman VanTassel to adjourn to executive session at 9:25 p.m. for the purpose of discussing a personnel matter and for an update on the Highway Garage legal matter.

Asked if all in favor, the following responses were given:

Councilman VanTassel	Aye
Councilman Prendergast	Aye
Councilwoman LeClair	Aye
Councilman Kusnierz	Aye
Supervisor Congdon	Aye

The Town Clerk did not sit in on the executive session.

A motion was made by Councilman VanTassel and seconded by Councilwoman LeClair to adjourn the executive session and return to the regular session at 9:50 p.m.

Asked if all in favor, the following responses were given:

Councilman Prendergast	Aye
Councilwoman LeClair	Aye
Councilman Kusnierz	Aye
Councilman VanTassel	Aye
Supervisor Congdon	Aye

There was not action taken in or as a result of the executive session.

A motion was made by Councilman VanTassel and seconded by Councilwoman LeClair to close the meeting for the evening at 9:50 p.m.

A regular meeting of the Town Board of the Town of Moreau was held on February 14, 2017 in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York.

Asked if all in favor, the following responses were given:

Councilwoman LeClair	Aye
Councilman Kusnierz	Aye
Councilman VanTassel	Aye
Councilman Prendergast	Aye
Supervisor Congdon	Aye

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 full audio of the meeting, please visit the Town's website: www.townofmoreau.org