

A regular meeting of the Town Board of the Town of Moreau was held on March 15, 2017 in the Town of Moreau Municipal building, 351 Reynolds Road, Moreau, New York.

The Attorney for the Town noted that the Special Meeting scheduled for 6:55 p.m. couldn't be held because they needed the entire Board present to postpone from the night before and there wasn't a full Board. He suggested rescheduling to the next regular meeting, which is March 28, 2017 at 6:55pm. All Board members were in agreement.

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

The Town Clerk called the roll.

**Town Board Members Present**

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

**Town Board Members Absent**

Bob Prendergast	Councilman
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**Also present:** Leeann McCabe, Town Clerk; Malcolm O'Hara, Attorney for the Town; Elizabeth Lanfear, Supervisor's Confidential Secretary; Reed Antis, Planning Board Member & Senior Energy Advisor; Michael O'Connor and Damon Hartman, Prentiss & Carlisle; Town Residents: Adele Kurtz, Bob Maynard, Bob Vittengl, Jack Hills, Richard Noonan, Kyle Noonan, Angela Wadsworth, Shannon Wadsworth, Jim Rando, Chris Corlew, Terry Clark; Business Owners of the Town: Rick Rogge, David Rogge and Greg Hewlett

The Supervisor led the Pledge of Allegiance.

**APPROVAL OF MINUTES**

The minutes from February 28, 2017 (2 sets) were prepared and presented to the Board prior to the meeting for their review, comment, correction and approval.

A motion was made by Councilman VanTassel and seconded by Councilwoman LeClair to approved the minutes from February 28, 2017 (2 sets) as prepared.

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

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

**SET FUTURE MEETINGS AND WORKSHOPS**

A special meeting of the Town of Moreau Local Development Corporation was scheduled for March 28, 2017 at 6:55 p.m. The purpose of the meeting is to discuss the dissolution of the Corporation.

**PUBLIC COMMENT PERIOD** solely for comments and questions about items on the agenda

Councilwoman LeClair recalled, from the last meeting, that she was to invite Bob Vittengl to this meeting but didn't see it on the agenda. She asked if he might speak during this time period.

Mr. Vittengl stated that there is a group of local residents interested in expanding the trails. He stated that it would be similar to the Pine Hill Park in Rutland. He stated that the residents would volunteer their

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time but would use Town equipment. He stated that if the Board is interested and if it works, they can expand. Councilwoman LeClair stated that it was a good idea. Councilman Kusnierz asked what kind of equipment they would require and Mr. Vittengl replied that it would be small equipment like loppers and such. Councilman Kusnierz stated that the Park is a gem in our Town and would like to see a 5 year master plan. Mr. Vittengl stated that he would feed his ideas back through Councilwoman LeClair and Councilman Kusnierz.

#### **ADIRONDACK LYNX – FALL SOCCER PROGRAM; PJ MOTSIFF**

This agenda item was canceled and will be rescheduled.

#### **PRENTISS AND CARLISLE – LOGGING CONTRACTS; MIKE O’CONNOR & DAMON HARTMAN**

Mike O’Connor gave a presentation to the Board which gave a history of his company and explained how the logging contracts, for the Palmerton Mountain, River Front and Solar Park Projects, came to be and where they’re at right now. The Solar Project has been completed but the River Front has not and the Palmerton Mountain Project never started. He didn’t see where Prentiss and Carlisle failed or didn’t do what the contract terms were. In conclusion, they are asking for \$31,092.14 to be reimbursed to Prentiss and Carlisle for the stumpage advanced and not earned. For the Palmerton Mountain Project \$24,175.33 and for the River Front Project \$6,916.81. The Supervisor didn’t feel that the Town had a complete analysis of their situation with Saratoga Land Management. He also had concerns over what trees had been cut and the grading. He stated that they had taken all of the good trees and that there weren’t any good ones left. He also stated that he understood it wasn’t their fault and that the problems were more than likely with Saratoga Land Management. Mr. O’Connor stated that if the Town is unhappy with how and what had been harvested, the issue would be with Saratoga Land Management, as they are the ones that marked the trees. The Supervisor suggested that Prentiss & Carlisle bring Saratoga Land Management to a meeting so that they can iron out the concerns. The Supervisor questioned the RFP process in that Prentiss and Carlisle were the only bidders. Mr. O’Connor stated that he couldn’t speak with regard to how Saratoga Land Management did their bidding process. He only knew that they had presented a bid to them and they were awarded the contract and then negotiated their contract with the Town directly. In that contract it stated that they would take direction from Saratoga Land Management. They had no idea what the contract was between Saratoga Land Management and the Town. Councilman Kusnierz stated that he was happy to hear the Supervisor state that it wasn’t Prentiss & Carlisle’s fault and he believes that as well. Councilman Kusnierz asked, if at any time, did they ever have a contract with Saratoga Land Management and the answer was “no”. Councilman Kusnierz asked if they met the obligation of the contract with the Town of Moreau and Mr. O’Connor replied “yes”. Councilman Kusnierz asked if the Town met their obligation to Prentiss & Carlisle and the answer was “no”. Councilman Kusnierz stated that he has concerns that an individual has extended funds for something that they didn’t receive and this borders on potential litigation and he feels that there’s a potential for the Town to settle this without litigation. He also stated that litigation wouldn’t serve the Town or Prentiss and Carlisle or the residents. He stated that he thinks there is an issue with another party in that the Town wasn’t justly paid for logs that were removed from Town property. But he stated, that isn’t the issue that’s being brought up tonight. The issue tonight is the contract signed by the firm here tonight and he believes that their obligations have been met. The Supervisor asked that any further discussion be discussed in executive session. Councilman VanTassel asked what Mr. O’Connor had meant earlier in the meeting by stating that the contract was uncommon. Mr. O’Connor stated that the 2 most common contracts are: Lump Sum Contracts, where they estimate how much timber and what type of species there are and then it gets bid on. They have a certain amount of time to cut the trees that are marked and the contractor takes all the risk as to whether or not there’s any value in the trees that are marked to cover the lump sum payment they made up front. The second type of contract is: Pay as Cut, which is based on stumpage rates by species and grade. This is how the Solar Field contract was set up. Mr. O’Connor stated that 99.9% of all contracts are one of these two contracts. He explained the contract with the Town in that the Town has wood to be cut that are marked and his contract essentially has to pay the Town up front but if they had finished the project and made more money on the stumpage due to the grade, they would have owed the Town additional on top of what they were already paid. The Supervisor thanked Mr. O’Connor for his

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time. Mr. O'Connor thanked the Board for their time and also stated that this has been going on for quite some time and asked them to please notify him of which direction they are going to take.

### **ANGELA WADSWORTH**

The Supervisor stated that he had spent 2 1/2 hours reading a packet of new literature she provided and he's not quite done reading. He stated that moving forward, he and Councilman Prendergast has something in mind that they can't do right now. Ms. Wadsworth expressed her displeasure that when the Zoning Board of Appeals process started, she was denied a Town attorney. She stated that she had concerns that she had to pay an attorney to be at the appeal and the Town attorney and Joe Patricke had both walked out of the meeting. Ms. Wadsworth stated that Joe Patricke had presented the Zoning Board with a fraudulent tax map and the Board moved forward based on Mr. Patricke doing his job. She stated that a lawsuit in the amount of \$300,000.00 was brought against her and she proceeded to explain the turn of events that followed. The Supervisor stated that regarding the items she brought up, she was absolutely right. He also stated that there was a provision in the law she had to follow. He stated that in reading the analysis provided by Ms. Wadsworth, her lawyer took on a suit on her behalf and the judge found in her favor. The judge stated in his ruling not to touch the fence or the trees. The Supervisor stated that the Town, at that time took the position that the Judge didn't say they couldn't build the house. He stated that once it went to the Courts a decision was rendered, this Board is limited in what they can do. Ms. Wadsworth replied by stating it was told, when the appeal went before the Zoning Board, that whomever was to lose the appeal, would have a big expense with the setbacks. She stated that they had won the case with the Zoning Board of Appeals that night. She expected that the house would have its setbacks. The Supervisor stated that once it goes to court, you have an attorney, and if the attorney fails in any respect, this Board can't interject and determine if you miss a date to appeal a judge's decision as to removing the trees and the fence. The Supervisor stated that everything she has presented to them is correct. Ms. Wadsworth continued the conversation with the swale and how it was forced to be placed on her property according to transcripts. She claimed that she is being charged \$700.00 more per year for the 12' of property that she already owned and property that she can't use because it's flooded out. Ms. Wadsworth also stated that the neighbors have a rain gutter that goes underground to her property. She asked how they are going to fix the swale now that they've installed a fence on their property. Ms. Wadsworth stated that she wants the FBI to look into the whole deal. She asked why she has to be the one impacted and pay the price. The Supervisor stated that Joe Patricke doesn't work for the Town anymore. Ms. Wadsworth stated that she had contacted Joe Patricke telling him that the neighbors were conducting a business and that it was making her family sick. She claimed that he told her there was no business. She stated that later, DEC had to come in and shut his business down. She asked why the Town has a Zoning Board of Appeals and Code Enforcement if they aren't going to obey the rules. Ms. Wadsworth talked about how she and her son were assaulted because they were defending themselves. The Supervisor thanked her for her time.

### **HIGHWAY REQUESTS**

- 10/hour/4 day Work Week

The Highway Superintendent made a request for a 10hr-4day work week starting April 17<sup>th</sup>. His memo assured the Board that there would be coverage for any situation that may require coverage on Fridays during the 4 day work schedule. He stated that he would provide the Supervisor with a copy of the weekly assignments.

A motion was made by Councilwoman LeClair and seconded by Councilman VanTassel allowing a 10 hour – 4 day work schedule starting April 17, 2017 and to continue through October 26, 2017.

Roll call vote resulted as follows:

Councilwoman LeClair	Aye
Councilman Kusnierz	Aye
Councilman VanTassel	Aye

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Councilman Prendergast	Absent
Supervisor Congdon	Abstain

- Crushed Stone

A motion was made by Councilwoman LeClair and seconded by Councilman VanTassel that the Highway Superintendent may set aside \$7,000.00 for the purchase of crushed stone to use on various Town road projects. Availability and cost will determine the supplier. Jointa Galusha, Peckham Materials and Pallette Stone are all listed on the County Contract #16-PWCSGS-50R. Funds are allocated for this purchase in account DB5110.493, with a balance of \$15,918.56 as of March 1, 2017.

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

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

#### **WATER DEPARTMENT – APPROVE PURCHASE OF RADIO READ METERS**

The Supervisor expressed his objection to purchasing radio read meters and stated that it's less costly to use meter readers. The Town Clerk stated that there is a cost for her department to input the readings as well as using meter readers. She also stated that it's much easier on everyone involved because during the winter months, readers have to jump over snowbanks and walk over ice to get to the meters.

A motion was made by Councilwoman LeClair and seconded by Councilman Kusnierz authorizing the purchase of 420 radio read water meters from Ferguson Water Works at a cost of \$177.00 each for a total of \$74,340.00. This will be paid from account IV8310.2 with a balance of \$80,000.00.

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

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

#### **BUILDING DEPARTMENT**

- Approval – Building Inspector Training

A motion was made by Councilman VanTassel and seconded by Councilwoman LeClair authorizing the Building Inspector to attend Basic Code Enforcement Training Courses to be held February 28-March 2, 2017; April 4-6, 2017 and May 23-25, 2017. These classes are needed to satisfy the Department of State requirements for Code Enforcement.

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

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

- Discussion – On Call Inspector

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There was a rather lengthy discussion on who would cover while the Building Inspector is on vacation for the next week. Councilwoman LeClair was told that when he was out, there would be someone in place. She thought it was going to be Ben Marcantonio. The Supervisor reported that he had a conversation with the Building Inspector and that he said the work was all caught up and that there is nothing left to do. If they need someone, the Inspector in Fort Edward offered to do the inspections at \$50.00 per hour. He stated that he also had a discussion with the City of Glens Falls. Councilman Kusnierz recalled voting on an inter-municipal agreement with the Town of Northumberland, which directed the Supervisor to sign. The Supervisor stated that he didn't sign the agreement because it would have given them \$100.00 per hour. He also stated that the contract was negotiated without any input from him. He stated that he already had an agreement with the Supervisor in Northumberland, that any time they needed help, they would have it. Councilman VanTassel asked Counsel and the other Board members if they were ok with the agreements the Supervisor has with Fort Edward and the City of Glens Falls. He asked, if they need a Building Inspector right now, what is the Supervisor's proposal? The Supervisor replied "a simple phone call". Councilman VanTassel asked if the Building Inspector's secretary is fully aware of the actions she needs to take and the Supervisor replied "yes". Councilman VanTassel stated that Ben Marcantonio is no longer listed as an employee of the Town. Elizabeth Lanfear stated, that the organizational minutes don't have him listed as an on call Inspector anymore. Ms. Lanfear asked what the Board had decided because she actually has a building permit and will need an inspection. The Supervisor replied that Kathy would call Matt Fuller in Fort Edward. Councilman VanTassel stated that Kathy should call the Building Department. Ms. Lanfear asked if the Board needs a resolution to approve that. Councilman Kusnierz stated that he wants to see an agreement in writing. Councilman VanTassel stated that they just need to reach out to him tomorrow to get something in writing so we can pay him if we need to. The Supervisor replied "right".

### **RECREATION REQUESTS**

- Cemetery Mower Purchase

Councilman VanTassel stated that the mower being used for cemeteries will be given to rec. He stated that they had received three prices although, they don't have all three presented to the Board tonight. He stated that this is the one put in the budget with the lowest price.

A motion was made by Councilman VanTassel and seconded by Councilwoman LeClair authorizing the purchase of a John Deere mower from Falls Farm and Garden at a cost of \$2,623.18.

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

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

- Legion Field – Turf and Batting Mat

Councilman VanTassel asked that Chris Corlew speak to the Board. Mr. Corlew stated that he was a coach for travel league and also introduced Jack Hills, President of Northeast Hurricanes. He stated that they were here last fall and spoke to the Board regarding the conditions of the Legion Baseball field. He explained the drainage issues. He stated that they went in and dug up the clay and put in sand and stone. He stated that it helped with the drainage but caused other problems. He is proposing to clay brick the mound, clay brick home plate. They're asking the Town for a piece of turf with a batting mat for the new batting cage. He stated that once the turf is down, there would be no maintenance whatsoever. He stated that they've had fundraisers through the organization, which charge \$20.00 per child, and they've raised over \$2,000.00 to go into this project. They're putting up a new net over the batting cage, which comes down during the winter. They're also doing two bullpens. He stated that between what they are proposing to do and what their asking the Town to do, will go a long way toward safety. Through the fundraiser,

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they've also ordered weighted mats for the pitcher's mound and home plate. Mr. Hills stated that the proposed project will be between \$5,000 and \$6,000 and that they'll be putting in a good chunk of it. He stated that they're only asking for the turf for the batting cage. Mr. Corlew stated that he had quotes for the turf and given them to Pete Corlew. Councilman VanTassel thanked Mr. Corlew and Mr. Hills for the offer and stated that they're investing into the park. He stated that it's not a budgeted item but there is \$6,000 put in for red slate dust. He proposed using that money for this item. Councilwoman LeClair stated that she had a conversation with Pete Corlew and he stated that he wouldn't be using all the money budgeted for the clay dust.

A motion was made by Councilman VanTassel and seconded by Supervisor Congdon authorizing the purchase of a 15' x 75' turf, clay batting mat at a cost of \$1,650.00 from One Stop Turf Shop. This will be paid from account HT 7180.4 with a balance of \$6,000.00 as of March 10, 2017.

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

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

- Hire – Summer Laborers

A motion was made by Councilman VanTassel and seconded by Councilwoman LeClair to hire David Gould as a Full-time Seasonal Laborer, at a rate of \$12.24 per hour, pending successful completion of any required back ground check and physical.

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

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

A motion was made by Councilman VanTassel and seconded by Councilwoman LeClair to hire Tyler Corlew as a Full-time Seasonal Laborer, at a rate of \$12.00 per hour, pending successful completion of any required back ground check and physical.

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

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

### **OLD BUSINESS**

- Attorney – Acceptance of block, faxes and electronic signatures

Attorney O'Hara stated that he had sent a memo to the Board this afternoon with the status of this process.

- Attorney – Fee for force main debt service

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Attorney O'Hara stated that he'll need to get together with the Supervisor next week. He stated that he would call him Monday morning.

- Recreation – Sand Bar Beach

The Supervisor reported that there is 2 feet of snow at the beach and that's all he can report. The Supervisor stated that everyone knows what his concerns are over the flood plain issues. Councilman VanTassel stated that he had asked Don Rhodes to have a conversation with the Supervisor. The Supervisor stated that he had spoken with Dave Meager about the issue and was told that there's no requirement for insurance.

- Recreation – Field Usage Fees – Local vs Out of Town

Councilman VanTassel presented a plan to determine prices for Out of Town vs. In Town for tournaments, which he explained as follows:

Town of Moreau – Recreation Field Usage  
Determining In-Town vs Out-of-Town and  
Prioritization of Award

<b>METRIC</b>	<b>POINTS</b>	<b>NOTES</b>
% of "Local" Players	0 – 10% = 5 points	"Local" is defined as living in the Town of Moreau and the list is the official roster
	>10% = 10 points	
Coach	Lives within the Town of Moreau = 5 points	
Sub-Total	= _____ points	>5 points = Local <5 points = Out of Town
Hosted prior tournaments at our park	1 point for each tournament with a maximum # of points = 10 points	
Total Points	= _____ points	

Councilman VanTassel stated that the total number of points will determine the pecking order as to how the fields are let out.

Councilman Kusnierz thanked Councilman VanTassel for preparing the plan and agreed that the point system is the most equitable way to go.

Supervisor Congdon stated that there have been questions relating to the fee schedule. He stated that the Park was funded by the tax payers and he didn't believe that the intent of the Park was to allow anybody to make a profit by use of the Park. He asked that the Recreation Committee look at the fees before things get out of hand.

A motion was made by Councilman VanTassel and seconded by Councilwoman LeClair to adopt the above documented policy determining In-Town and Out-of-Town and prioritization of award for Recreational Field Usage for tournaments.

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

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

- Engineering – Designate Stormwater Management Officer

The Supervisor stated that it's been understood that Maureen Leerkes would be doing the paperwork and Don Rhodes would do the year end reports. Elizabeth Lanfear stated that at present, there is no Stormwater Management Officer and the Stormwater Management Officer needs to be an employee of the Town. She stated that without a resolution designating someone, the Building Inspector/Code Enforcement Officer would be the Stormwater Management Officer by default. The Supervisor stated that this has already been discussed. He stated that Maureen is an employee of the Town and she agreed to do the paperwork and that's why they gave her the full-time position. Councilman Kusnierz stated that they didn't make Maureen the Stormwater Management Officer by official resolution. He also stated that the Town Code provides that the Building Department is responsible for the reporting and cataloguing. The Supervisor stated that if they don't name Maureen, they could do that. But he also stated that 90% of the work involved is in the Highway area. Councilman Kusnierz stated that historically, they've always had the Zoning Department do all of the cataloguing. The Supervisor stated, that's why they've had violations. Councilman VanTassel stated that he doesn't have a problem with Maureen handling this. He stated that it is a heavily weighted administrative function. There was additional conversation regarding a lawsuit against the Town with regard to Woodscape Subdivision. Councilman VanTassel asked if this had to be moved on tonight. He stated that he would like to have a discussion with the employee involved, the Highway Superintendent and Don Rhodes. The subject was tabled until the next regular Town Board meeting.

- Engineer – Sewer

Councilman VanTassel stated, at the last meeting, they need to put a little more structure to the plan. He stated that they've heard feedback from Laberge Group and suggested that they shouldn't just move forward with a firm without bringing in 1 or 2 other firms who've had interest. He stated that they talked about a few Board members forming a committee. He suggested, that instead of picking 1 or 2 people to serve on a committee, they could break up into teams or possibly three subcommittees. One committee for the role of communications; One committee for the role of engineering consulting interface, who would meet with the engineer; and One committee as the public subcommittee. He stated that without assigning some roles, this won't move forward. The Supervisor agreed with the suggestion as well as Councilwoman LeClair. She stated that the committee meetings with the public could be recorded so that the other Board members could hear what transpired. Councilman Kusnierz stated that he thought they should start off by looking at the budget to realize what funding they have for engineering to put together ideas. Once they realize they have the funding, we can engage their services. The Board can then meet to determine the viable options and then bring the public in. Councilman Kusnierz stated they could then meet with the resident committees to come up with some viable options. Councilman VanTassel stated that there are other ways to go after money if they do it the right way. Councilman Kusnierz stated that he's not opposed to any action moving forward that would look at opportunities and options but that it would require professionals involved to get the ball rolling and that will cost money. He stated that they need to find out what they're willing to spend and where they can find it in the budget. Councilman VanTassel stated that he'd like to hear from some other engineering firms to hear about their approaches. Councilman Kusnierz thought that was how the process should start. Rick Rogge approached the Board and stated that he thought the public committee was supposed to do this. He explained how the small community where he lives now started their process. He stated that they started by hiring a grant writer. He recollected that they paid him \$50,000 - \$60,000 but that he got the Town \$5,000,000.00. They then formed committees, which have no power other than to give information. He stated that typically, one Board Member would sit with each committee.

- Energy – Solar City, Extending Installation Date



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The Supervisor stated that he had received Mr. Antis' report and that it was a lot to read and digest. He stated that he would like the Board to have time to go over it before they discuss it. The Supervisor asked Mr. Antis if he had anything further to discuss with the Board. Mr. Antis asked if anyone knew where the instructions to the thermostats were. The Town Clerk replied that she had instructions in her office. Mr. Antis asked if they could find out where they purchase furnace filters. He stated they hadn't been replaced in quite a while. Councilman VanTassel stated that they would take care of it. Mr. Antis stated that he's still waiting for a response from National Grid to see if they can use Solar City power for their lighting districts.

- Town Hall – Curb Cut

The Supervisor stated that they're waiting on the weather before they can do anything.

- Town Hall – Bird Issue

The Supervisor asked if Kevin Elms had any more to say about the issue. Councilwoman LeClair stated that she spoke with Kevin and he explained how they would run wire along the beams so the birds can't nest. She stated that he's willing to help the Town and that he would check on the cost of a lift. She stated that she had received an email from someone suggesting that the Town paint the ceiling blue. The birds think it's the sky and feel threatened and won't build nests. There was another suggestion to place moth balls and netting but that would have to be changed about 6 times per year. She thought they should try the wires first. The Supervisor stated that his idea was a simple awning. He stated that the birds are only there for 2 or 3 months. He suggested putting up canvas. Councilman VanTassel stated that the downside to that would be the wind and the rain. The Supervisor stated again that the birds are gone by June or July. The Town Clerk stated that the birds are never gone and asked if the Supervisor ever uses that entrance. Councilman VanTassel stated that his company has a lift and he would try to coordinate with the Highway Department to get it to the Town Hall. Elizabeth Lanfear stated that they had used the schools lift once before. Councilman VanTassel asked if they deliver it as well and Elizabeth replied that they do.

Mr. Rogge asked if there was any decision on the Sewer. He stated that the conversation just ended without any direction. The Supervisor stated that they were moving forward with Councilman VanTassel's idea by breaking the Board down into committees. Councilman VanTassel stated that he would like to first invite the other engineers in to speak to them. He stated that he would set up committees and get it published on the Town's website. He suggested having a couple engineering firms come to the next Town Board meeting to discuss their methodology and approach and maybe they'll have some names associated with the committees to be published as well. Greg Hewlett stated that they had a list of names from the community that wanted to participate. He asked if they weren't going to use them now. Councilman VanTassel stated that the Town collected the names and they will be the first people that they call. Mr. Hewlett asked if they were going to contact the engineering firms first. Councilman VanTassel stated that they would have some engineering firms come in for discussion in parallel with forming committees and they'll try to decide amongst the Board, who will drive these committees forward. Whichever Board member works on the committee dealing with the public, they would contact them. Councilman VanTassel stated that they left the last meeting with no plan and now they have one. He also stated that they've already been exploring other funding options. Someone asked if the Town has spoken with Munter. Councilman VanTassel stated that Munter is on the list of people who want to be involved. Councilman VanTassel stated to the public that one of the things he's struggled with, his first year on the Board, is how slowly things move.

- Town Hall – 61 Hudson Street – Bob Sears

The Supervisor reported that Mr. Sears is in the process of doing a market analysis.

- Town Hall – Changeover email server

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Councilman VanTassel stated that he has spoken with Mannix Marketing and was advised that they're not in a hurry to stop supporting our email. He's also spoken with Wade Sherman and will be meeting with him next week and will probably ask him to come back and present to the Board.

- Town Hall – Insulation

The Supervisor reported that the Building Inspector has contacted the installer twice to meet with him to inspect the project. Councilman VanTassel stated that he would speak with the contractor.

- Town Hall – Parole Officer

Councilman VanTassel stated that even good people make bad decisions and he's comfortable with having Parole meetings in Town Hall.

- Town Hall – Legal Services Contract

The Supervisor stated that they should put this off until later in the meeting.

### **TRANSFER STATION – FILL VACANCY**

A motion was made by Councilman VanTassel and seconded by Councilwoman LeClair to hire Stephen Rice for the position of Landfill Laborer at the published rate in the 2017 budget, pending successful completion of any required background check and physical.

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

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

The Town Clerk asked to go back to the Parole discussion. She asked if they need a resolution allowing Parole meetings.

A motion was made by Councilman Kusnierz and seconded by Councilwoman LeClair authorizing the use of the Town of Moreau facilities by Local Parole Officer for his subjects.

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

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

### **APPROVE MONTHLY REPORTS-TOWN CLERK, DOG CONTROL OFFICER, HIGHWAY DEPARTMENT**

The Supervisor stated that he had reports from the Town Clerk, Dog Control Officer and Highway Department. He had hoped to have one from the Building Department. He asked for a motion to approve.

A motion was made by Councilwoman LeClair and seconded by Councilman Kusnierz approving the monthly reports from the Town Clerk, the Dog Control Officer and the Highway Superintendent.

Asked if all in favor the following responses were given:

A regular meeting of the Town Board of the Town of Moreau was held on March 15, 2017 in the Town of Moreau Municipal building, 351 Reynolds Road, Moreau, New York.

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

Councilwoman LeClair reported having a conversation with Jen Schnegal from National Grid. They have leftover gravel from their project that they are willing to give to the Town if they want it. She stated that she had reached out to both Pete Corlew and Paul Joseph and they are both interested in the gravel. She stated that National Grid already has a contract in place to haul the gravel away, so they just need to know where the Town wants it placed. She suggested the Industrial Park. Board members were in agreement to the suggestion.

### **PUBLIC COMMENT PERIOD**

Angela Wadsworth asked the Board when the Town Hall project will be repaired. She stated that the paint was wrong and the grates need to be fixed. Elizabeth Lanfear stated that she showed Jake Losaw what Angela was talking about. He stated to Ms. Lanfear that the paint on the ceiling is the one paint that was actually marked on the can for that section of the Board Room. Ms. Wadsworth stated that she wants all of this fixed before the statute of time runs out. Ms. Wadsworth spoke again about the damages to her property. Councilwoman LeClair stated that she's been told, the Supervisor and Councilman Prendergast are going to visit her in the spring with some ideas that they have that might help her situation. She went on to state that her neighbor's house wasn't up to code. The Supervisor stated that they can do something about that.

### **COMMITTEE REPORTS**

Councilwoman LeClair stated that there was discussion at budget time that they charge \$20.00 for the use of garden beds with \$10.00 being refunded if the beds are properly cleaned up in the fall.

A motion was made by Councilwoman LeClair and seconded by Councilman VanTassel to allow a \$20.00 fee for the use of a Garden Bed in the Community Garden, with a \$10.00 refund if the bed is properly cleaned and signed off on by Councilwoman LeClair or Pete Corlew, by the date on the contract.

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

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

Terry Clark asked how the Fire Hydrants were coming and if they've been plowed out. Councilman VanTassel stated that the Water Superintendent would have them done tomorrow. Mr. Clark asked what the policy is as far as a time frame after a storm to get them cleared. The Supervisor replied that the policy was to get right on it the next morning or as soon as possible. Mr. Clark also stated that he understands Ms. Wadsworth's frustrations in that the Town Board doesn't take any responsibility and then they have to pay for an attorney to defend them.

A motion was made by Councilwoman LeClair to adjourn the meeting for the evening.

She withdrew her motion after realizing that they needed to go into executive session.

A motion was made by Councilman Kusnierz and seconded by Councilman VanTassel to adjourn to executive session at 10:06 p.m. for the purpose of discussing the Highway Garage Litigation.

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Before roll call could be taken. Shannon Wadsworth had a few words about her mother's situation. She also suggested having problems with the neighbor. The Supervisor suggested, that if she feels threatened, she should contact law enforcement and if her call is not received well, she should let him know.

There was no formal vote taken to go into executive session.

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

The Supervisor left the executive session before its conclusion.

A motion was made by Councilman Kusnierz and seconded by Councilwoman LeClair to adjourn the executive session and resume the regular session at 10:20 p.m.

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

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

No action was taken in or as a result of the executive session.

A motion was made by Councilman Kusnierz and seconded by Councilwoman LeClair to close the meeting for the evening at 10:20 p.m.

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

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

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 full audio of the meeting, please visit the Town's website at: [www.townofmoreau.org](http://www.townofmoreau.org)

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