

A regular meeting of the Town Board of the Town of Moreau was held on June 12, 2018 in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York.

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

The Town Clerk called the roll.

Town Board Members Present

Alan VanTassel	Councilman
Gina LeClair	Councilwoman
Kyle Noonan	Councilman
Theodore T. Kusnierz, Jr.	Supervisor

Town Board Members Absent

John Hogan	Councilman
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Also present: Leeann McCabe, Town Clerk; Malcolm O’Hara, Attorney for the Town; Paul Joseph, Highway Superintendent; Jesse Fish, Water Superintendent; Sandy Mahoney, Recreation Program Director; Don Rhodes, Laberge Group; Reed Antis, Planning Board member; Town Residents and Property Owners: Richard Hughes, Jim Woodard, Jim Rando, Bruce Flayer, Virginia Livsey, Peter Iskenderian, Madeline Roland, Rosalie Sutphin, Paula Lomasney, Mary Strassburg, Harry Gutheil; Village Resident: Brigid Martin; James Buono, Potentia Management

The Supervisor led the Pledge of Allegiance.

APPROVAL OF MINUTES

The minutes from May 16, 2018, May 22, 2018 and May 30, 2018 were prepared and presented to the Town Board in advance of the meeting, for their review, comment, correction and approval.

Resolution #2018-212

A motion was made by Councilman Noonan and seconded by Councilwoman LeClair to approve the minutes from May 16, 2018 as prepared.

Roll call vote resulted as follows:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

Resolution #2018-213

A motion was made by Councilman Noonan and seconded by Councilman VanTassel to approve the minutes from May 22, 2018 as prepared.

Roll call vote resulted as follows:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Abstain
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

The approval of minutes, from the May 30, 2018 month-end meeting, was tabled as there weren’t enough Board Members who were in attendance of the meeting to approve them.

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SET FUTURE MEETINGS AND WORKSHOPS

A Town Board workshop was scheduled for June 21, 2018 at 6:00 p.m. for the purpose of discussing administrative procedures relating to recreation field usage.

SEWER

Resolution #2018-214

A motion was made by Councilman VanTassel and seconded by Councilwoman LeClair authorizing the Supervisor to sign a contract addendum with Laberge Group, for Professional Services related to additional services for the Route 9 corridor sewer, Map Plan and Report. The increase in the contract amount is \$5,500.00.

Roll call vote resulted as follows:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

The Supervisor stated that they needed to set a public hearing for the amended Map, Plan and Report and he asked that it be scheduled for June 26, 2018 at 8:00 p.m. He asked the Town Clerk to read the following resolution into the record:

Resolution #2018-215

RESOLUTION
TOWN BOARD
TOWN OF MOREAU

SUBJECT: ACCEPTANCE OF EXTENSION NO. 5 OF SEWER DISTRICT NO. 1, MAP, PLAN AND REPORT DATED MAY 2018 AND SETTING PUBLIC HEARING

WHEREAS, on May 16, 2018, the Town Board of the Town of Moreau (“Town Board”) held a public hearing pursuant to Town Law §209-d for the purpose of providing the public the means and opportunity to set forth concerns regarding the Map, Plan and Report for Extension No. 5 of Sewer District No. 1 (“Extension No. 5); and

WHEREAS, as a result of comments provided at the public hearing, on May 22, 2018, the Town Board directed the Supervisor to work with Laberge Group to modify the Map, Plan and Report; and

WHEREAS, the Town Board has duly caused to be prepared a modified map showing the boundaries of a proposed extension to Sewer District No. 1 within the Extension 5, a modified general plan to serve said Extension No. 5, and a modified report of the proposed method of operation thereof (“Map, Plan and Report dated May 2018”); and

WHEREAS, said modified Map, Plan and Report dated May 2018, including an estimate of the cost, was prepared by Laberge Group, competent engineers duly licensed by the State of New York, and has been filed in the office of the Town Clerk of said Town, where the same are available during regular office hours for examination by any persons interested in the subject matter thereof, including estimate of cost; and

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WHEREAS, a description of the boundaries of the proposed Extension No. 5 of Sewer District No. 1 are set forth in the modified Map, Plan and Report dated May 2018; and

WHEREAS, the improvements proposed for said Extension No. 5 consist of the construction of sewer facilities, including furnishing, equipment, machinery, apparatus, appurtenances and incidental improvements and expenses in connection therewith, all as more fully described in the modified Map, Plan and Report dated May 2018 hereinbefore described; and

WHEREAS, the Town Board has reviewed the modified Map, Plan and Report dated May 2018 and has further determined that it is appropriate to schedule a new public hearing on the formation of Extension No. 5 based on the modifications to the original Map, Plan and Report;

NOW, THEREFORE, BE IT RESOLVED that:

1. The Supervisor is authorized to execute the Order and Notice of Public Hearing scheduling a public hearing on the formation of the proposed Extension No. 5 of Sewer District No. 1; and
 2. A public hearing is scheduled for June 26, 2018 at 8:00 p.m.;
- and
3. The Town Clerk is authorized to publish the aforementioned Order and Notice of Public Hearing once in the Glens Falls Post Star newspaper, post the Order and Notice of Public Hearing in the town office building, and post it on the Town's website. Such publication shall occur not less than 10 days no more than 20 days prior to the public hearing.

After the Town Clerk read the resolution, Attorney O'Hara brought to her attention that the date of the public hearing listed in the second paragraph should be May 16, 2018 and not May 22, 2018. The Town Clerk made mention to the Town Board of the correction.

[Before typing the minutes, it was relayed to the Town Clerk that the date in the resolution was correct as read into the record and therefore, it wasn't changed]

A motion was made by Councilwoman LeClair and seconded by Councilman Noonan to adopt the above resolution as read into the record by the Town Clerk.

Roll call vote resulted as follows:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

The Supervisor stated that the Town Board has had an opportunity to review the updated Map, Plan and Report but for the public's benefit he asked Don Rhodes from Laberge Group to give a brief overview of the changes that were made. Mr. Rhodes explained that the 1, 2 and 3 family parcels had been removed. He stated that the number of parcels included in the plan is now 86. Mr. Rhodes stated that the costs would be spread across a smaller number of people and summarized the changes in the rates for debt service and operation & maintenance.

Resolution #2018-216

A motion was made by Councilman VanTassel and seconded by Councilman Noonan to engage the services of Liz Tedford of Tedford Consulting, in an amount up to \$1,500.00, for additional income survey work, which is needed to submit an application for the Community Block Grant Funding.

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Roll call vote resulted as follows:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

SPRINKLER SYSTEM

The Supervisor commented that he had only received one quote for the sprinkler system repair and is working on getting another. This agenda item was tabled.

WATER TANK WD #2: T-MOBILE CONTRACT

The Supervisor stated that the Town has been working with T-Mobile to install a cell antenna on the water tower. He stated, that not only will it increase cell service for key areas in the community, but the money will be dedicated to Water District 1, which will bring the district back in the black. The Supervisor stated that he and the Town Board members have seen the terms of the draft contract and Counsel has been working directly with T-Mobile to iron out some of the terms. He stated that right now, their initial term is (5) years with (5) year automatic renewals for a period of (30) years. There is an automatic (1) year renewal beginning in the (31st) year. The monthly rent for the first five years would be \$2,150.00, which equates to \$25,800.00 annually. This is the same amount the Town receives currently with another water tower. He commented that there's no escalator factored in until after (5) years. The contract the Town has with another company has an escalator that starts after the first year. He asked if the Town Board is ok with \$2,150.00 with a 2% escalator and reducing the terms to a (5) year term. He stated that would mirror the contract they already have. The Town Board had no objection to the Supervisor's request. He then directed Counsel to draw up the changes as discussed. He stated that T-Mobile hopes to get the work completed before fall.

MOREAU BIG BOOM RIVERFRONT PARK RESOLUTION

The following resolution was read aloud by the Town Clerk:

Resolution #2018-217

Resolution
Town Board
Town of Moreau

Whereas, the Town of Moreau is seeking funding assistance for the development of the Town of Moreau Big Boom Riverfront Park & Trail, a Park Master Plan for the Town's 220-acre undeveloped Hudson River property, plus the planning, permitting and construction for Phase One of the Big Boom Trail;

Whereas, the intent of the Master Plan will be to assess both existing environmental and social/cultural conditions, to develop a "roadmap" for the park's buildout, and to provide the Town with the appropriate tools required to successfully implement short and long-term goals of the park;

Whereas, the pre-construction of the trail will be a significant in-kind donation by the Warren-Washington-Saratoga BOCES to complete the needed clearing, grubbing, rough grading, and site preparation for the trail;

Whereas, the Town of Moreau understands they will be responsible for the difference between the grant award plus in-kind donation from BOCES crews, and the final total project cost;

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Be it Resolved, the Town of Moreau authorizes the development and submittal of a CFA grant application under the NYSDOS Local Waterfront Revitalization Program for a funding request not to exceed \$275,000 for the Moreau Big Boom Riverfront Park.

A motion was made by Councilwoman LeClair and seconded by Councilman Noonan to adopt the resolution as read into the record by the Town Clerk.

Roll call vote resulted as follows:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

HIGHWAY REQUESTS

The Supervisor started this agenda item with thanking Paul Joseph and his staff for assisting the transfer station and transporting approximately 90 loads of leaves.

The Highway Superintendent had received three quotes from surveyors to locate the 50' road boundaries on Tanglewood Drive from Jerome Lane to Feeder Dam Road. The three quotes were as follows:

W.J. Rourke	\$3,000
299 Reservoir Road	
Fort Edward, NY 12828	

VanDusen & Steves Land Surveyors	\$6,200
169 Haviland Road	
Queensbury, NY 12804	

Darrah Land Surveyor PLLC	\$8,900
3764 N Shore Road	
Hadley, NY 12835	

Resolution #2018-218

A motion was made by Councilman VanTassel and seconded by Councilman Noonan to engage the services of W.J. Rourke to locate the 50' road boundaries on Tanglewood Drive, from Jerome Lane to Feeder Dam Road.

Roll call vote resulted as follows:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

Resolution #2018-219

A motion was made by Councilwoman LeClair and seconded by Councilman Noonan authorizing an open purchase order in the amount of \$8,000 for the purchase of crushed stone, to be used for various Town projects. Availability and cost will determine the supplier covered by Saratoga County contract #17-

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PWCSG-50R. The purchases will be paid from account DB5110.493, which has a balance of \$15,747.41 as of May 2, 2018.

Roll call vote resulted as follows:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

Resolution #2018-220

A motion was made by Councilwoman LeClair and seconded by Councilman Noonan authorizing an open purchase order in the amount of \$2,000 for the purchase of asphalt concrete, to be used for shimming and driveway aprons for various 2018 Town projects. Lowest asphalt bid and availability at the time of purchase will determine supplier as listed on Saratoga County contract #18-PWAC-3R. The purchases will be paid from account DB5110.493, which has a balance of \$15,747.41 as of May 2, 2018.

Roll call vote resulted as follows:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

TOWN CLERK REQUESTS

The Town Clerk made a request for a new fax machine. One of the options was to purchase a fax kit, which could be added to the Town's existing copy machine. The alternative is to purchase a new fax machine. The Town Clerk is recommending a fax kit from Seeley Office Systems in the amount of \$395.00.

Resolution #2018-221

A motion was made by Councilman VanTassel and seconded by Councilwoman LeClair approving the purchase of a fax kit from Seeley Office Systems in the amount of \$395.00.

Roll call vote resulted as follows:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

Resolution #2018-222

A motion was made by Councilwoman LeClair and seconded by Councilman Noonan approving the following resolution:

BE IT RESOLVED, that the Town Board of the Town of Moreau will report the following Days per Month to the New York State and Local Employees' Retirement system, based on the Record of Activities maintained and submitted by those officials to the clerk of the body:

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Elected Officials

Title	Name	Standard Work Day	Term	Days/Month Based on Record of Activities
Supervisor	Theodore T. Kusnierz, Jr.	7	1/1/18-12/31/19	22.48
Town Justice	Timothy J. Alden	7	1/1/18-12/31/21	6.38
Highway Superintendent	Paul A. Joseph	8	1/1/18-12/31/21	27.92
Councilman	Kyle C. Noonan	6	1/1/18-12/31/21	15.03
Town Clerk	Lee Ann McCabe	7	1/1/18-12/31/21	24.29

Roll call vote resulted as follows:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

WATER DEPARTMENT REQUEST

The Water Superintendent had received three quotes for the repair of the A/C Compressor plus labor, for his 2009 Ford F-250 as follows:

North Country Auto Radiator Route 9 Queensbury, NY 12804	\$1,026.75
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Carmody Ford Greenwich, NY	\$1,046.24
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McKinney Auto Luzerne Road West Glens Falls, NY 12804	\$762.89
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His recommendation was to repair at McKinney Auto.

Resolution #2018-223

A motion was made by Councilwoman LeClair and seconded by Councilman VanTassel approving repair of the Ford F-250 from McKinney Auto in the amount of \$762.89. The repair will be paid from accounts 8310.4.

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Roll call vote resulted as follows:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

The Supervisor commented that Pittsburg Tank & Tower has been working on the water tower. They were authorized to do a power wash and if it needed, they would also paint the tower. Jesse Fish stated that they're a little over half done and the tower is looking good. He stated that there's no paint coming off the tower whatsoever. He encouraged the Town Board members to look at the work that's been done.

RECREATION DEPARTMENT REQUESTS

The Recreation Program Director had several requests. The first request was for approval of a "Team Fredette" summer basketball camp. On July 2nd, 3rd, 5th and 6th, there is a skills camp, open to all ages and free of charge. In July and August, there would be a summer league to be held on Tuesday and Thursday evenings. The Supervisor stated that the Town doesn't have a policy on charging for the courts and asked for direction from the Town Board. The Recreation Program Director's suggestion was to charge \$500.00 for the camp.

Resolution #2018-224

A motion was made by Councilwoman LeClair and seconded by Councilman VanTassel approving a "Team Fredette" summer basketball camp for a fee of \$500.00.

Roll call vote resulted as follows:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

The second request was looking for approval of Bob Bogdan's free Baseball Fundamentals Camp.

Resolution #2018-225

A motion was made by Councilwoman LeClair and seconded by Councilman VanTassel approving Bob Bogdan's Free Baseball Fundamentals Camp to be held on July 10th, 17th, 24th and 31st.

Roll call vote resulted as follows:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

Resolution #2018-226

A motion was made by Councilman VanTassel and seconded by Councilwoman LeClair approving Eric Corehouse to be paid \$12.00 per hour as an assistant to Mr. Bogdan for the Baseball Fundamentals Camp.

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Mr. Corehouse will be assisting between the hours of 9:00am to 12:00pm on each Tuesday starting July 10th through July 31st and will be paid by voucher.

Roll call vote resulted as follows:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

Resolution #2018-227

A motion was made by Councilwoman LeClair and seconded by Councilman Noonan approving the Recreation Program Director to move forward with the Color Run to be held on August 12, 2018 at 9:00 a.m.

Roll call vote resulted as follows:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

Ms. Mahoney stated that she has all the sponsors needed to cover the costs of the Color Run.

Resolution #2018-228

A motion was made by Councilwoman LeClair and seconded by Councilman Noonan approving a summer Arts & Crafts program to be held from August 13-16, 2018, with a budget of up to \$200.00 for supplies and to pay Rebecca Ring a stipend of \$200.00 to run the program. The motion also approves a summer Science Camp to be held from August 20-23, 2018 and to pay Rebecca Ring a stipend up to \$200.00, based on the number of students signed up.

Roll call vote resulted as follows:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

Sandy Mahoney had requested that the beach open on June 16th for weekend use until school is out and then beginning June 24th, open for the season. Supervisor Kusnierz asked if she had enough staff to keep the beach open during the week and Ms. Mahoney replied that she did. He asked that the beach be open for the season starting June 16th.

Resolution #2018-229

A motion was made by Councilwoman LeClair and seconded by Councilman Noonan that the Beach be open for the season starting June 16, 2018.

Roll call vote resulted as follows:

Councilman Hogan	Absent
Councilman VanTassel	Aye

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Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

The following quotes were received for the purchase of Baseball Tees for the Baseball Fundamentals Camp:

Amazon	\$22.09 each
MacGregor Batting Tee	on PRIME – or \$28.99

Dick’s Sporting Goods	\$24.99 each
Schutt Batting Tee	

Academy Sports & Outdoors	\$74.99 each
Jugs Hitting Tee	

The recommendation from the Recreation Program Director was to purchase from Amazon for a total of \$88.36.

Resolution #2018-230

A motion was made by Councilman VanTassel and seconded by Councilman Noonan approving the purchase of baseball tees from Amazon in the amount of \$88.36. The purchase will be paid from account A7310.4, which has a balance of \$5,860.02 as of May 31, 2018.

Roll call vote resulted as follows:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

The Town Clerk had received a request from the Moreau Community Center for a waiver of the field use fees for their use of the Park on Tuesday mornings to play pick-up softball. The Supervisor commented, that while there is a policy for certain groups who use the fields, his opinion is that the fee should be waived. He stated that these are all taxpayers of Moreau, who only want to use one field, one time per week. Their games are on Tuesday mornings at 10:00 a.m. and the period would run from June to October.

Resolution #2018-231

A motion was made by Councilwoman LeClair and seconded by Councilman VanTassel to waive the fee for Field Use for the Moreau Community Center’s senior pick-up softball to be held on Tuesday mornings from June to October.

Roll call vote resulted as follows:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

Resolution #2018-232

A regular meeting of the Town Board of the Town of Moreau was held on June 12, 2018 in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York.

A motion was made by Councilman VanTassel and seconded by Councilman Noonan to hire Rachel Sharples as a seasonal laborer for the Recreation Department and to be compensated at the rate of \$12.00 per hour. This is to be effective 6/13/2018, subject to successful completion of a background check and pre-employment physical, within a 2 week period.

Roll call vote resulted as follows:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

Resolution #2018-233

A motion was made by Councilman VanTassel and seconded by Councilwoman LeClair to hire Chase Green as a seasonal laborer for the Recreation Department and to be compensated at a rate of \$12.00 per hour. This is to be effective 6/13/2018, subject to successful completion of a background check and pre-employment physical, within a 2 week period.

Roll call vote resulted as follows:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

Resolution #2018-234

A motion was made by Councilman VanTassel and seconded by Councilwoman LeClair to hire Jacob Carpenter as a seasonal laborer for the Recreation Department and to be compensated at the rate of \$12.00 per hour. This is to be effective 6/13/2018, subject to successful completion of a background check and pre-employment physical, within a 2 week period.

Roll call vote resulted as follows:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

It was reported that the Recreation Department had received a grant from Dick's Sporting Goods in the amount of \$500.00. The Recreation Program Director was looking to make some purchases with the grant money.

Resolution #2018-235

A motion was made by Councilman VanTassel and seconded by Councilman Noonan approving the purchase of the following items for the Recreation Department: Megaphone \$39.98, Lifeguard Hats (10) 2 \$19.95 each, First Aid kits (2) at \$62.48 each (one for the Beach and one for the Recreation Park), Volleyballs (3) at \$9.75 each, Small First Aid Kits (6) at \$14.99 each and Whistles (5) for lifeguards at \$2.99 each. The total purchase through Dick's Sporting Goods \$498.58.

Roll call vote resulted as follows:

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Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

NATIONAL GRID LED UPDATE

The Supervisor stated that there was a presenter for agenda item #15 (National Grid LED Update) and he was provided the opportunity to speak before agenda items 11-14.

James Buono gave a brief presentation of the LED lighting for the Town. He stated that National Grid is offering a program to take out all of the lighting in the Town and switch them out to LED lighting. He stated that there are different programs depending on whether the lighting is inside or outside. He broke the project down into four different areas. He stated that there are two options with the program. One is to have up to 70% covered with the remaining 30% to be financed at 0% interest through the savings or a 10% discount of the entire cost. Mr. Buono stated that they were still waiting on the report of the street lighting and commented that there were issues. He went over the projected costs for the Recreation Park, the old Town Hall and the Highway complex. Mr. Buono gave a summary of the Town's costs based on the projections. The Supervisor asked Mr. Buono to explain his partnership. Mr. Buono stated that they are partnered with National Grid, NYSERDA and Lockheed Martin and explained the relationship. Supervisor Kusnierz asked what the next step would be. Mr. Buono stated that the Town should review the pay back figures and if the Town wants to move forward, everything has been approved, they would just need to sign the contract and say whether they'll be taking the 10% discount, doing the lump sum or doing a 12 month financing program. The Town Board would need to pass a resolution for whichever method they choose. The Supervisor asked when he would need the resolution and Mr. Buono stated that the offer is good for 45 days. He stated that it could be taken care of at the next Town Board meeting. The Supervisor asked if he would have the numbers for the street lighting by then. Mr. Buono couldn't say yes or no. He stated that if anyone has any questions before the next Board meeting, they are free to contact him.

ANTI-VIRUS SOFTWARE UPDATE

Supervisor Kusnierz reported that the Principal Account Clerk had renewed the Town's anti-virus software. The cost of the update, by Mr. Cruz doing this himself, was \$194.51 compared to \$299.25 paid last year.

LANDFILL MONITORING

Resolution #2018-236

A motion was made by Councilman VanTassel and seconded by Councilman Noonan authorizing the Supervisor to sign a contract with C.T. Male Associates, for 2018 Landfill Monitoring Services, in an amount of \$9,434.00.

Roll call vote resulted as follows:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

CABLE TV SERVICE

The Supervisor reported receiving a request from an individual, who lives in the Ag District on Fedor Road, hoping to get cable TV service extended to the area. The Supervisor stated that he agreed with her and gave the opinion that in this day and age, with a Town the size of ours, no one should be without cable

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TV coverage, especially with the purpose of high speed internet needed by businesses and for educational purposes. He commented that it's something you have to have. He stated that he had pulled the cable TV contract, and to refresh the Boards memory, he stated that there are only two things that can be negotiated with the franchise agreement, which expired in 2007. Gross receipts of tax amounts that the Town collects. We can set an amount from 0-5% and he stated that the Town is already at the max of 5%. He stated that the other item, that's supposed to be negotiable, is the build out rate. The current franchise agreement has 20 homes listed per buildable mile. The Supervisor stated, in his experience statewide, they will never change that number. He asked the cable TV Committee to review the contract and see how the Town can move forward.

APPOINT PRINCIPAL ACCOUNT CLERK

The Supervisor commented that at the last Town Board meeting, it was reported that Jeffrey Cruz had passed his Civil Service exam, with a score of 100%. He stated that a resolution would be needed to make him permanent for Civil Service requirements.

Resolution #2018-237

A motion was made by Councilman VanTassel and seconded by Councilman Noonan appointing Jeffrey Cruz as Principal Account Clerk, effective immediately and permanently, at a salary of \$45,000.00 per year.

Roll call vote resulted as follows:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

EAGLE SCOUT SERVICE PROJECT

The Supervisor stated that he had received a request from Cameron Woodard, for an Eagle Scout Service Project at the Recreation Park. He is requesting approval to construct a covered book station for the Ben Osborn Foundation. Mr. Woodard provided a diagram of what it would look like and a suggestion of where he would like to construct it. The Supervisor explained that this would be a place where people could be out of the weather to read. He suggested that the Recreation Committee work with Randy Hoffman to make sure that the building wouldn't be in his way. He also suggested that the Committee work with the Building Inspector and then the project can be approved. The Supervisor commented that he would be securing the funding for the project through donations.

Resolution #2018-238

A motion was made by Councilwoman LeClair and seconded by Councilman VanTassel authorizing Cameron Woodard, as a requirement of his Eagle Scout Service Project, to construct a reading book station at the Town of Moreau Recreation Park.

Roll call vote resulted as follows:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

The Supervisor asked Cameron's father to please thank him on behalf of the Town Board, to have his Eagle Scout Project in the Town of Moreau.

A regular meeting of the Town Board of the Town of Moreau was held on June 12, 2018 in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York.

TRANSFER STATION STAFFING

Resolution #2018-239

A motion was made by Councilwoman LeClair and seconded by Councilman Noonan to hire Linda Hart as a part-time booth attendant for the Transfer Station, at a rate of \$12.00 per hour, effective 6/13/2018, subject to successful completion of a background check and pre-employment physical within 2 weeks.

Roll call vote resulted as follows:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

The Supervisor stated that Ms. Hart will be replacing Betsy Hall and thanked her for her service at the Transfer Station. He would like the Town Board to consider keeping her employed on a per diem basis for emergency calls.

Resolution #2018-240

A motion was made by Councilman Noonan and seconded by Councilwoman LeClair to keep Betsy Hall employed on a per diem, emergency call basis for the Transfer Station.

Roll call vote resulted as follows:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

DOG CONTROL

The Supervisor tabled this item for the moment.

PRIVILEGE OF THE FLOOR

Paula Lomasney of Fedor Road was present and stated that it was her neighbor who contacted the Supervisor over the cable TV issue. She commented that she had a Verizon outage a while back and it lasted two weeks. She stated that her solution is to have cable. She wanted to know what the next step would be and what can be done to move this along. The Supervisor stated that even though there are two things that can be negotiated, it's State Law that ties the Town's hands. He stated that there's no incentive for companies to come back to this municipality. The Supervisor stated that the Town will still look into it and bring to the government relations people.

SUPERVISOR'S ITEMS

The Supervisor stated that the permitting process has been completed for the widening of the driveway at the entrance to the Town Hall complex. The Highway Superintendent has put together a cost for the materials, estimated at \$8,000.00. He'll check to see where there is money budgeted. The Supervisor believed that the permit is only good for three months and commented that this is a safety issue when pulling in from Route 197.

A regular meeting of the Town Board of the Town of Moreau was held on June 12, 2018 in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York.

The Supervisor thanked Sorano's Greenhouses for their donation of flowers next to Harry J. Betar's stone at the Recreation Park.

The Supervisor stated that he had been approached by the Board of Directors of the Fire Company asking if they could have a sign constructed at the entrance of their parking lot that says: Fire House Entrance Only. The Supervisor stated that many people think that's the entrance to the Town Hall and it's frustrating to those in the Fire Company. He stated that the Highway Superintendent has agreed to provide a sign that says "Fire House Entrance Only".

The Supervisor reported that the County Supervisors have all been provided with tick kits and advised that they are available in the Town Clerk's office.

COMMITTEE REPORTS

Councilman VanTassel stated that Councilwoman LeClair and he are on the Personnel Committee and they are going to tackle, over the next 2-4 weeks, a project that had been started many years ago. The last adopted Employee Handbook was in September of 1996. He stated that he would give a copy of the Handbook with the work-ups they've made. He stated that they've been working with surrounding Towns, who have been willing to share their handbooks. They've been given recommendations from the Association of Towns and will be speaking with Department Heads to hear what their concerns are. Councilman VanTassel stated that when they get to the final draft, they will provide a copy to Counsel for review. He also stated, that one of the things the Town should be including now, is an addendum or a second part to the Security Policy.

The Town Clerk had a request from the Special Project Aide, asking for Town Board approval for a Water Department purchase. The Supervisor stated that he had spoken with Rudy earlier in the day and that the voucher in question didn't need approval.

A motion was made by Councilman VanTassel and seconded by Councilwoman LeClair to adjourn to executive session at 8:20 p.m. for the purpose of having discussion on a potential litigation with the MS4, performance of a particular unnamed employee or employees and to discuss pending litigation.

The Supervisor commented that there would be action taken following executive session.

Roll call vote resulted as follows:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	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 at 8:43 p.m. and return to the regular session with no action taken in executive session.

Roll call vote resulted as follows:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

Resolution #2018-241

A regular meeting of the Town Board of the Town of Moreau was held on June 12, 2018 in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York.

A motion was made by Councilman VanTassel and seconded by Councilwoman LeClair that the Town establish a rate of \$20.00 per hour for the position of Dog Control Officer.

Roll call vote resulted as follows:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

The Supervisor commented that he wanted to move forward with relation to an MS4 consent order with DEC. He stated, for the public's benefit, the Town of Moreau operates a small municipal separate stormwater sewer system that's covered under the State's pollution discharge elimination system. He stated that a general permit with DEC is required. In early 2016 the former Supervisor had reached out to DEC with concerns involving the implementation and the status of the Town's compliance regarding the MS4 permit. As a result of the communication, DEC responded by conducting an audit and found a number of deficiencies and a notice of violation was issued to the Town on February 14, 2017. The following month, the Town Board retained the Laberge Group to remedy the deficiencies. After the next few months the deficiencies that were resolved, were submitted to DEC. Although the Town had corrected the deficiencies within an expedited time frame, DEC is requiring that the Town sign an Order on Consent and fined for violations. This is a result of State Environmental Conservation Law, which states that any person, which includes municipalities that violate the provisions of Title 7 or any part of Article 17 shall be liable for a penalty of up to \$37,500.00 per day for each violation. The Town had received 10 enumerated violations as a result to the outreach with DEC. The Town could have been liable for hundreds of thousands of dollars in fines. The Town worked through Counsel to mediate and came to an agreement with the Environmental Conservation and were able to reduce the total fine that the Town is liable for to \$7,000.00. The Supervisor stated, that because the Town hasn't budgeted for any type of fine in the 2018 budget, DEC has agreed that the Town wouldn't have to make their first payment until the 2019 budget year, with the payment being due by December 31, 2019, in the amount of \$3,500.00. The second payment would be due by December 31, 2020. The Supervisor viewed this as an exceptional deal on behalf of the Town. It was the Supervisor's recommendation to accept the negotiated terms.

Resolution #2018-242

The following resolution was offered by Councilman VanTassel and seconded by Councilman Noonan:

RESOLVED, that the Town Board approves the settlement of the February 14, 2017, Notice of Violation regarding the MS4 Permit with a fine of \$7,000.00; \$3,500.00 payable by December 31, 2019 and \$3,500.00 payable by December 31, 2020; and be it further

RESOLVED, that the Town Board authorizes the Supervisor to execute the Order on Consent.

Roll call vote resulted as follows:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

A motion was made by Councilwoman LeClair and seconded by Councilman VanTassel to close the meeting for the evening at 8:48 p.m.

A regular meeting of the Town Board of the Town of Moreau was held on June 12, 2018 in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York.

Roll call vote resulted as follows:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

Meeting adjourned.

Respectfully submitted,

Leeann McCabe
Town Clerk