

A regular meeting of the Town Board of the Town of Moreau was held on January 30, 2019 in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York.

The Supervisor called the meeting to order at 6:37 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; Karla Buettner, Attorney for the Town; Dave Jones, Buildings and Grounds Working Supervisor; Jeff Cruz, Principal Account Clerk; Kathleen Moore, Post Star reporter; Reed Antis, Planning Board member and Town resident; Former Town Employees: Barbara Porter, Jeanne Fleury, Colleen Nichols, Terry McGuire, Lori Pike, Nancy Ryan, Mike Shaver; Town Residents: Sherry Rivers and Vince Sporrer.

Dave Jones led the Pledge of Allegiance.

**APPROVAL OF MINUTES**

The Supervisor noted that there was an error in the Organizational minutes from January 3, 2019. He stated that on page #4, the motion to approve resolutions #3 - #6 should have read #3 - #7. He stated that the original resolution needed to be rescinded.

**Resolution #2019-103**

A motion was made by Councilman VanTassel, seconded by Councilwoman LeClair and carried, to rescind the approval of resolutions #3 - #6 made on January 3, 2019.

Roll call vote resulted as follows:

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

**Resolution #2019-104**

A motion was made by Councilman VanTassel, seconded by Councilwoman LeClair to approve Resolutions #3 - #7 from the Organizational Meeting, with the changes that were noted in the minutes from that meeting.

Roll call vote resulted as follows:

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

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The minutes from January 8, 2019 and January 17, 2019 were prepared and presented to the Town Board prior to the meeting for their review, comment, correction and approval.

**Resolution #2019-105**

A motion was made by Councilwoman LeClair, seconded by Councilman Noonan and carried, to approve the minutes from January 8, 2019 and January 17, 2019 as prepared.

Roll call vote resulted as follows:

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

**SET FUTURE MEETINGS AND WORKSHOPS**

No meetings were scheduled, however, the Supervisor noted that the first 5 year Rec Master Plan Committee meeting has been scheduled for February 5, 2019 at 6:00 p.m. He stated that he's named almost a dozen individuals to the Committee and was excited to have them work with the Town Board to come up with a 5 year Master Plan that they can move forward with.

**SEWER DISTRICT UPDATE**

The Supervisor reported that the Town received some very good news from Special Counsel. He stated that Counsel had received a copy of a letter sent from the Comptroller to the County Board of Supervisors, which provided the Board with the Town's application for a sewer district extension. He stated that this was required by law and should the Board of Supervisors have no comment within the next 15 days, the Town is hopeful that they will receive the final order establishing the sewer district extension within 30 days.

**COMPREHENSIVE LAND USE PLAN**

The Supervisor stated that there were some procedures that need to take place before the Comprehensive Land Use Plan can be adopted. He turned the floor over to Counsel. Attorney Buettner stated that the Town Board will need to declare itself as lead agency in a Type 1 Action, with a resolution to that effect. And then, if the Board is so inclined, would need to set a public hearing date. She stated that the Town Board has copies of the two resolutions passed by the Planning and Zoning Boards, recommending its adoption. She stated that once the public hearing has been held, the Town Board can adopt the Plan.

The Town Clerk read the following resolution aloud.

**TOWN OF MOREAU  
TOWN BOARD**

**RESOLUTION**

**SEQRA NOTICE OF INTENT TO SERVE AS LEAD AGENCY FOR THE ADOPTION OF THE  
TOWN OF MOREAU'S COMPREHENSIVE PLAN**

WHEREAS, the Town of Moreau has developed a Comprehensive Plan; and

WHEREAS, with the assistance of planning consultant, The LA Group, Landscape Architecture and Engineering, P.C., 40 Long Alley, Saratoga Springs, New York 12866, the Town has developed a Comprehensive Plan and environmental documentation in support of same; and

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WHEREAS, in accordance with the provisions of 6 NYCRR Part 617, the Town Board of the Town of Moreau intends to serve as Lead Agency for the SERQA review of this Type 1 Action, and, in this capacity, will determine if the proposed action will have a significant effect on the environment; and

WHEREAS, the Lead Agency will undertake a coordinated review of this action.  
Now therefore, be it

RESOLVED, that the Town Board of the Town of Moreau hereby designates its intention to serve as Lead Agency for the SEQRA Coordinated Review of this Type 1 Action, and will circulate the Lead Agency Notice and a copy of the draft Comprehensive Plan along with a link to the Town's website wherein the draft Comprehensive Plan is located, to all Involved and Interested Agencies, which shall be given 30 days from the mailing of the Lead Agency Notice to challenge the Town Board's Lead Agency designation.

**Resolution #2019-106**

A motion was made by Councilman VanTassel, seconded by Councilman Noonan and carried, to pass the foregoing 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

**Resolution #2019-107**

A motion was made by Councilwoman LeClair, seconded by Councilman Noonan and carried, scheduling a public hearing for the Town of Moreau Comprehensive Plan, for February 28, 2019 at 6:30 p.m.

Roll call vote resulted as follows:

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

**WORKPLACE VIOLENCE PREVENTION PROGRAM**

The Supervisor stated that the Town needs to have a program in place and it will require training from Town employees. He stated that the program isn't up and running yet. He commented that there was a workplace violence prevention poster at the municipal complex but it disappeared. He stated that Jeff Cruz has produced a new poster that outlines the definition of workplace violence; it outlines the Town's weapons policy and also the grievance procedure. The Supervisor recited the grievance procedure: All complaints must be produced in writing, signed and reported to the Town Supervisor, who will report the complaint to the Town Board. He stated that this procedure will ensure immediate investigation and will be followed up with the procedures of the Workplace Violence Prevention Program. He stated that he would like to refer the issue to the personnel committee to come up with what needs to be in place, to be within the law. He stated that the procedure can be brought up at a later meeting for adoption.

**LEGAL SERVICES CONTRACT**

**Resolution #2019-108**

A regular meeting of the Town Board of the Town of Moreau was held on January 30, 2019 in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York.

A motion was made by Councilman VanTassel, seconded by Councilwoman LeClair and carried, authorizing the Supervisor to sign the contract for legal services with Bartlett, Pontiff, Stewart and Rhodes for 2019.

Roll call vote resulted as follows:

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

### **BUILDING DEPARTMENT**

A request was received from the Building Inspector, which was tabled at a previous meeting, to attend an educational conference from March 4, 2019 through March 7, 2019 in Lake Placid. The conference is sponsored by Northern Adirondack Code Enforcement Officials Association. By attending the courses offered at the conference, he can fulfill his entire 24 annual service credit hours mandated by New York State, to maintain his certification for Building Inspector/Code Enforcement Officer.

### **Resolution #2019-109**

A motion was made by Councilman Noonan, seconded by Councilwoman LeClair and carried, authorizing Matthew Dreimiller to attend an educational conference in Lake Placid, NY from March 4, 2019 through March 7, 2019 at a cost of \$629.00, plus reasonable and proper expenses including mileage and meals. The expense will be paid from account B3620.4.

Roll call vote resulted as follows:

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

### **NYS LIQUOR AUTHORITY SPECIAL EVENT PERMIT**

The Supervisor reported that he had received a letter from Muller & Mannix, PLLC, Attorneys at Law, stating that they represent David Johnson and Dango's, Inc. They are applying to the NYS Liquor Authority for a Special Event Permit for a celebration of St. Patrick's Day, Saturday, March 16 and Sunday, March 17. The event will be held at Fitzgerald's Restaurant located at 1393 Route 9, in the Town of Moreau. They will raise a 20' x 40' tent in the parking lot adjacent to the north end of the restaurant building, to accommodate the patrons enjoying the holiday celebration. The event may be open on Saturday from 8:00am to 4:00am and Sunday from 12:00pm to 4:00am. Mr. Johnson will provide sufficient staff and security, as well as portable bathroom facilities, to ensure a safe and fun event for all. Mr. Mannix stated that the NYS Liquor Authority requires a letter from the Town of Moreau advising them, (1) that the Town is aware of the event, (2) that alcohol will be served and (3) that the Town has no objections to the event. They requested that the Town provide their response by email at their earliest convenience. The Supervisor stated that the matter has been looked into by Counsel as well as the Code Enforcement Administrator. Attorney Buettner stated that she had spoken with Attorney Mannix. She stated that because they're asking for a permit from NYS Liquor Authority, the Town just needs to be aware that they will be providing alcohol on the premises outside. She recommended that the Fire Department be put on notice. The Supervisor stated that they've been given notice. She stated that the tent and outdoor heaters need to be fire rated as required and that the Building Inspector will need to inspect them. The Town Board had no objections to the request. The Supervisor directed Counsel to provide a letter for his signature.

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**Resolution #2019-110**

A motion was made by Councilwoman LeClair, seconded by Councilman Noonan and carried indicating that the Town of Moreau has no objection to the NYS Liquor Authority Special Event Permit request by Dango's, Inc.

Roll call vote resulted as follows:

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

**RECREATION DEPARTMENT**

The Supervisor stated that resolution #2018-446 had been passed back in December 2018, which set the hours for the Rec to start at 7:00am as dictated by the weather, for plowing and sanding Town facilities. He stated that with the last storm they were unable to be at the Town Hall before 7:30am. The Supervisor spoke with the part-time director of Buildings and Grounds, and they agreed that there should be a resolution giving him discretion to set employee work schedules, to get everything cleared out in a timely fashion.

**Resolution #2019-111**

A motion was made by Councilman Noonan, seconded by Councilwoman LeClair and carried, that Resolution #2018-446 be rescinded.

Roll call vote resulted as follows:

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

**Resolution #2019-112**

A motion was made by Councilman Noonan, seconded by Councilwoman LeClair and carried, authorizing the Part-time Working Supervisor of Buildings and Grounds to schedule employee work schedules at his or her discretion.

Roll call vote resulted as follows:

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

A request was received from the Working Supervisor of Buildings and Grounds to replace the Chevrolet 2500 plow truck assigned to the Recreation Department. The 2002 truck will no longer pass inspection due to rusting of the frame. The new truck was budgeted for in 2019.

The following State Contract quotes were received from National Auto Fleet:

2019 Ford F-250 extended cab	\$33,692.00
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2019 GMC 2500 extended cab	\$33,332.22
2019 Chevrolet 2500 extended cab	\$34,253.32

The recommendation of the Working Supervisor was the Ford F-250.

**Resolution #2019-113**

A motion was made by Councilwoman LeClair, seconded by Councilman Noonan and carried, authorizing the purchase of a Ford F-250 in the amount of \$33,692.00. The expense will be paid from account A7140.2.

Roll call vote resulted as follows:

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

**Resolution #2019-114**

A motion was made by Councilwoman LeClair, seconded by Councilman Noonan and carried, authorizing the purchase of a Steel Fuel Transfer Tank, which includes nozzle, fuel hose, power cord and adjustable suction pipe, for the 2019 Ford F-250 from Northern Tool and Equipment, in the amount of \$472.94.

Roll call vote resulted as follows:

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

Two quotes were received for the purchase of a Fisher V-plow for the 2019 Ford F-250 as follows:

Dejana Truck and Utility –Queensbury		
XV2 V-Plow		No Response
Tand T Body King – Latham		
XV2 V-Plow	Stainless Steel	\$6,300.00
	Mild Steel	\$5,600.00
Toads, LLC – Cairo		
XV2 V-Plow	Stainless Steel	\$5,800.00
Arrowhead Equipment – Queensbury		No Response

The recommendation from the Working Supervisor was to purchase from Toads, LLC.

**Resolution #2019-115**

A motion was made by Councilwoman LeClair, seconded by Councilman Noonan and carried, authorizing the purchase of an 8.5’ stainless steel SV2 V-Plow with installation, less municipal assistance with proof of winning bid, from Toads, LLC in the amount of \$5,800.00.

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

The following quotes were received for the purchase of Scarifier Tines for the John Deere Hydro Field Rake 1200 (4 Tines):

Finch Turf 1127 Littleton Pike Westminster, MD 21157 or 9384 Main St. Dansville, NY 14437	\$627.19 Includes shipping
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Aftermarket Supply	\$662.04 Includes shipping
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Green Farm Parts	\$602.24 Free shipping
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The recommendation was to purchase from Green Farm Parts.

### **Resolution #2019-116**

A motion was made by Councilwoman LeClair, seconded by Councilman Noonan and carried, authorizing the purchase of (4) Scarifier Tines for the John Deere Hydro Field Rake 1200 from Green Farm Parts at a cost of \$602.24. The expense will be paid from account A7140.4.

Roll call vote resulted as follows:

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

### **HIGHWAY DEPARTMENT**

The Supervisor asked if there was anyone present that would be addressing the Town Board in relation to the flooding on Town highways. No one responded. He stated that the Highway Superintendent wouldn't be in attendance of this meeting.

The Supervisor commended the Highway Crew for doing Yeomen's work when the Town experienced terrible flooding. The Supervisor's office was inundated with requests, trying to reach out to the Highway Department, while they were out trying to attend to calls. He commented that they had to face some very unhappy residents. He stated that they were professional and quick with their response. He stated that they had responded to everyone who had contacted the Supervisor's office and thanked them. He also thanked them for the assistance they provided to crew the bucket truck to get the outdoor lighting working in the Municipal Complex driveway area. He stated that they couldn't have done the work without them.

### **PLANNING BOARD APPOINTMENT**

The Supervisor stated that he had a request from Peter Jensen, asking to be re-appointed to the Planning Board. His term expired December 31, 2018. The Supervisor stated that he hasn't been doing re-appointments until he receives indication that Planning and Zoning Board members have received the

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required training under State law. He stated that he had received confirmation of Mr. Jensen's training and is willing to move forward with re-appointment.

**Resolution #2019-117**

A motion was made by Councilman VanTassel, seconded by Councilwoman LeClair and carried, approving the re-appointment of Peter Jensen as a member of the Town of Moreau Planning Board for another 7 year term, which will expire December 31, 2025.

Roll call vote resulted as follows:

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

**LANDFILL MONITORING CONTRACT**

At the Organizational Meeting, CT Male was established as an engineering firm that the Town does business with. They've historically provided landfill monitoring services for the Town of Moreau. This year's proposal to monitor the landfill is for \$9,716.25.

**Resolution #2019-118**

A motion was made by Councilwoman LeClair, seconded by Councilman Noonan and carried, authorizing the Supervisor to sign the Landfill Monitoring Contract with C.T. Male Associates in the amount of \$9,716.25 for the 2019 calendar year.

Roll call vote resulted as follows:

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

**ECONOMIC DEVELOPMENT SURVEY**

The Supervisor stated that the Town has engaged the services of the Saratoga County Prosperity Partnership to put together an economic development plan for the Town of Moreau. He stated that this is more important now than ever before, with the activity that's about to take place in the commercial corridor. He stated that there are interested parties looking at properties within the corridor due to the sewer project. He stated that it would be helpful to the Town Board to mail surveys to the landowners in the Town of Moreau to get their input. He stated that he had a letter drafted, which he would like to mail out to the residents in the Town, along with the actual survey. The letter encourages residents to complete the survey and mail it back to the Saratoga County Prosperity Partnership. The survey can also be completed on line. There will be contact phone numbers in the letter, should the residents have questions. The Supervisor stated that the deadline to submit the forms is February 28<sup>th</sup>. The Supervisor stated that the mailing will require the expenditure of funds from the Economic Development account.

**Resolution #2019-119**

A motion was made by Councilwoman LeClair, seconded by Councilman VanTassel and carried, authorizing Mailings Made Easy to do work for the Town, for the mailing of the survey, in an amount not to exceed \$4,900.00.



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Roll call vote resulted as follows:

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

### **DOG CONTROL OFFICER**

The Supervisor stated that the Town has been without a Dog Control Officer since December 29, 2018, as a result of the former Dog Control Officer taking a job further south and outside the County, which precluded him from serving the Town of Moreau appropriately. The Town has conducted interviews for the position of Dog Control Officer and have found an individual with an enormous amount of experience. She is a rabies administrator certified. In the event of a rabies outbreak in the Town of Moreau, she would work with the Department of Health to spearhead the efforts to keep the outbreak contained.

### **Resolution #2019-120**

A motion was made by Councilwoman LeClair, seconded by Councilman VanTassel and carried, to appoint Alicia Floud to the position of Town of Moreau Dog Control Officer, pursuant to Article 7 of the NYS Agriculture & Markets Law, at a monthly stipend of \$1,150.00, and for a term of three (3) months. The term will commence on February 1, 2019. It is further resolved that the Supervisor is authorized to sign the contract.

Roll call vote resulted as follows:

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

Councilman Noonan asked why a three month contract. Supervisor Kusnierz stated, after speaking with Ms. Floud, they both wanted to make sure this was a good fit for both she and the Town of Moreau. They thought that three months was a good period of time to make that determination.

Councilman VanTassel stated that the Town is very lucky to have such a strong, qualified individual.

### **LANDFILL SOLAR ARRAY**

The Supervisor stated that the Town has been approached by a project developer, who is interested in establishing a solar array on the Town's encapsulated 44 acre landfill. He thought it was a promising opportunity for the Town. He stated that he had a draft contract, which has been forwarded to Counsel for review. There were a number of questions Attorney Buettner had, and once answered, the Supervisor stated that he would like to invite the company to make a presentation to the Town Board, with what the company is willing to offer. He stated that if things work, the Town should seriously consider engaging into a contract. He stated that the encapsulated landfill isn't generating any revenue and commented that there would be a potential opportunity to buy back power or take revenue from the power.

### **ASSESSOR DEPARTMENT**

The Supervisor stated that he would like the Board to consider putting out RFP's to assist the Assessor in running her office. He stated that now more than ever is a critical time to get a handle on the commercial building permit processing. Included in the RFP he would like to see someone who offers the service of physical analysis, where they will identify inequities. He stated that they would work hand in hand with the Assessor doing sales verifications and such. He thought this would be helpful to the Assessor and

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beneficial to the Town. The Supervisor stated that he would draft the RFP and provide a copy to the Board for approval before it goes out. The Board had no objections to his request.

### **MEDICARE REIMBURSEMENT**

The Supervisor stated, that it had been brought to his attention, the Town has been paying quarterly Medicare reimbursements to eligible retired Town employees, with only one employee that has been authorized by resolution to receive them. He stated that this Board wants to follow the letter of the law and not do anything inappropriately. He therefore held the fourth quarter payments to the retirees until there is a policy in place for them. He stated that the cost to the Town is \$15,038.40 annually. His recommendation is to adopt a policy, which will allow eligible retirees to continue to receive those payments.

### **Resolution #2019-121**

A motion was made by Councilwoman LeClair, seconded by Councilman VanTassel and carried, authorizing the Supervisor to make quarterly Medicare reimbursement payments, in the amount of \$289.20, to all existing retirees who will be eligible in 2019.

The Supervisor stated, moving forward, he would like to have further discussion on how they will handle any further full-time employees that will retire.

Councilman Noonan asked what the intent of further discussion would entail. Supervisor Kusnierz stated that he would like a Town Board workshop for discussion on how they want to handle the matter going forward. Does the Board want to continue the practice, or, does the Board want to set an amount, or change the amount for new retirees?

Councilman Noonan confirmed that Jeffrey Cruz had contacted other communities to see how they handle Medicare reimbursement. Supervisor Kusnierz stated that some offer the reimbursement and some don't.

Councilman VanTassel apologized to those who have been delayed in getting their check and hoped that they wouldn't expect the Supervisor to break the law, without having a policy in place.

Roll call vote resulted as follows:

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

### **PRIVILEGE OF THE FLOOR**

Reed Antis commented that the Town made a payment of \$4,000.00 to Lewis & Greer, and wondered how many litigations they were handling. The Supervisor replied that they were special counsel for the hydro facilities.

Mr. Antis commented that the meeting tonight should have taken place at 7:00 p.m. He commented that the Supervisor, when Councilman, always asked that meetings not start before 7:00 p.m. and was disappointed that he changed that.

Mr. Antis encouraged the Town Board to listen to the audio of the Planning Board meeting held last Monday night. He stated that it was very informative from the public perspective.

Mr. Antis also encouraged the Town Board to read the Planned Unit Development for the sewer district. He commented that it gives more broad control of the sewer district.

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Mr. Antis asked the Supervisor if the Planning Board concerns over code enforcement have been shared with the Town Board. The Supervisor stated that he didn't have a copy of the letter. Mr. Antis stated that the Planning Board has passed a resolution asking the Town Board to expedite the hiring of a part-time Code Enforcement Officer. Mr. Antis stated that the Planning Board is getting frustrated. They pass site plans and then there's non-compliance on the part of the applicants.

Mr. Antis stated that Pete Jensen has been an asset to the Planning Board for many years and was glad to see that he was re-appointed.

### **SUPERVISOR'S ITEMS**

The Supervisor reported receiving an email today from Mr. and Mrs. Brown of West River Road. They had been in to see him last fall, explaining that they were unhappy that the train crossing that goes through their property was removed when CP Railway came through. This made it difficult for them to get to some of the fields on their property. The Supervisor stated that he had reached out to CP Rail and the Browns have just been informed that the crossing is back in place. They wanted to thank the Town for their help.

The Supervisor stated that he believed he had sent an email to Town Board members when he learned that the AIM assistance the Town receives annually from the State will not occur in 2019. He stated that the Town had received \$45,230.00, which we will no longer have access to. He stated that the Governor's action was discouraging, and according to his press release, the action was a result of the Governor believing that municipalities are flush with cash. The Supervisor stated that it isn't the case in the Town of Moreau.

The Supervisor reported receiving correspondence from Charter Communications, stating that on or after February 15, 2019, the Spectrum TV Silver package will no longer include Cinemax and its related channels. The related channels will be available for subscription as an a la carte service only. The monthly a la carte rate will be reduced from \$15.00 to \$9.99. The Spectrum TV Gold package will no longer include Cinemax and EPIX or their related channels. The related channels will be available for subscription as an a la carte service only. The monthly a la carte subscription rates for Cinemax and EPIX and their related channels will each be reduced from \$15.00 to: Cinemax - \$9.99 and EPIX - \$5.99. The pricing for monthly a la carte TMC subscription service will be reduced from \$15.00 to \$9.99. Also, effective on or after February 21, 2019, pricing will be adjusted for the following residential video service: Broadcast TV Surcharge will change from \$9.95 to \$11.99.

The Supervisor stated that he had received some disappointing news from New York State DOT, regarding the request for a reduction to the speed limit on Bluebird Road, from Fort Edward Road to the Hudson Falls Bridge in the Town of Moreau. The reduction in speed was requested in February 2018. The Supervisor reported that NYS DOT denied the request, stating that essentially the reduction wasn't warranted.

The Supervisor reported that the Association of Towns business meeting and training session is coming up on February 20, 2019 at 8:00 a.m. He suggested that if anyone is interested in attending, to see him for more information.

The Supervisor reported, that at the last meeting of the County Board of Supervisors, they approved six resolutions pertaining to the Town of Moreau relating to federal funding. Some of funding was for bridges in the Town of Moreau. He listed the bridges as follows: Clark Bridge over Snook Kill and West River Road Bridge over the Snook Kill. He also indicated funding for County Route 28 (Fort Edward Road) pavement preservation program. He commented that the Town of Moreau is getting their share of federal funding, in County assistance.

The Supervisor reported that he had attended the Moreau Emergency Squad annual banquet last Saturday. He stated that he swore in the officers and commented that this is the 61<sup>st</sup> year of their organization. He stated that the event was well attended and that he spoke briefly on behalf of the Town, letting them know the Town's appreciation for the services they provide.

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The Supervisor stated that he had some emails that were handed to him prior to the meeting regarding the change made at the organizational meeting regarding the contributions of employees for health insurance benefits. The contribution was increased for those who retired after 2008 from 5% to 15%. The emails state the dissatisfaction with the increase and the indications of why that shouldn't occur. The Supervisor stated that he wasn't in favor of changing the policy but wanted to give the Town Board an opportunity to speak on the matter.

Councilwoman LeClair stated that it wasn't something the Board took lightly. She commented that there are people that are left with no insurance at retirement and that the cost of insurance is beyond the Boards control. She suggested keeping the policy the same.

The Supervisor stated that the unfortunate reality is that in a four year period, the Town's health insurance increased by 92%, which equates to a \$98,000.00 increase. He stated, that it's been commented, that the increase can be covered by taxes. He stated that maybe it could once or twice but couldn't be continued at that pace. He stated that he had chosen this class of retirees because some were, by contract in 2008, already paying the 15%. So it was done as a matter of fairness to the retirees and to not have two classes of retirement contributions. He stated that the change isn't effective until April 1, 2019. He stated that nobody wants to pay an increase in contributions but these are very expensive costs to the Town and the Board felt that it was an adjustment that had to be made. He commented that the change might have needed to be made sooner but it wasn't look at. This Board felt that this was a fair compromise. He stated that current employees are paying 20%, new hires are paying 25% and union employees are paying 22% this year. He stated that this isn't perfect but it's fair and at the end of the day the taxpayers expect the Board to strike a balance between what the cost of the insurance is, what the benefits are to the employees and what their taxes are. The Board thought this was a good balance.

Councilman VanTassel stated that he didn't want to speak on behalf of the other Board members but commented that they were fairly united in their decision for all the reasons the Supervisor had mentioned.

### **COMMITTEE REPORTS**

Councilwoman LeClair stated that she has gone through all of her paperwork relating to the Hudson River Waterfront project. She stated that she was disappointed after speaking with National Grid regarding an easement. She has given the paperwork to the Supervisor's secretary for safe keeping. They'll put together a packet for National Grid.

Councilman VanTassel stated that he and Councilman Hogan met to discuss some of the concerns brought to the Town's attention last year relating to the Pow Wow. He stated that they would be filing their paperwork soon to reserve the Park. He stated that they would get together with those involved to go over the concerns.

Councilman VanTassel thanked the Town Clerk for her efforts in preparing a grant application.

The Supervisor stated that they'll be looking at the Transfer Station fees and will have information and recommendations for the next regular Town Board meeting. He wanted to make the Town Board aware that there is no Capital Reserve Fund for the operations at the Transfer Station (repair of buildings, addition of buildings, compactor repair, a new compactor). He stated that there's no money available should something happen and suggested the need to establish a Capital Reserve Fund.

A motion was made by Councilman VanTassel, seconded by Councilwoman LeClair and carried, to adjourn to executive session at 7:47 p.m. to receive an update on litigation matters and to discuss an unnamed person(s) employment history.

A regular meeting of the Town Board of the Town of Moreau was held on January 30, 2019 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

The Town Assessor, Peggy Jenkins, was invited into the executive session.

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

A motion was made by Councilwoman LeClair, seconded by Councilman Noonan and carried, to adjourn the executive session at 9:00 p.m. with no action taken and to resume the regular session.

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, seconded by Councilman Noonan and carried, to close the meeting for the evening at 9:00 p.m.

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