

A regular meeting of the Town Board of the Town of Moreau was held on December 10, 2019 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

John Hogan	Councilman
Alan VanTassel	Councilman
Kyle Noonan	Councilman
Theodore T. Kusnierz, Jr.	Supervisor

Town Board Members Absent

Gina LeClair	Councilwoman
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Also present: Leeann McCabe, Town Clerk; Karla Buettner, Attorney for the Town; Town Residents: Bruce Flayer and Virginia Livsey

The Supervisor led the Pledge of Allegiance.

APPROVAL OF MINUTES

The minutes from November 26, 2019 (2 sets) were prepared and presented to the Town Board in advance of the meeting for their review, comment, correction and approval.

Resolution #2019-441

A motion was made by Councilman VanTassel, seconded by Councilman Noonan and carried, approving the minutes from November 26, 2019 (2 sets) as prepared.

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

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

SET FUTURE MEETINGS AND WORKSHOPS

A special meeting was scheduled for December 30, 2019 at 4:30 p.m. for the purpose of discussing a possible award of the HVAC contract bids.

UNIVERSAL PLAYGROUND

The Supervisor provided an update on the progress of the Universal Playground. He commented that there was going to be an article in the Post Star Newspaper tomorrow. He stated that the only thing that needs to be installed is the 17' ramp to the main playground, to make it handicap accessible. The Town could have installed a temporary ramp, but the Supervisor thought the money would be better spent on permanent play structures. A permanent ramp will be poured in the spring. He also stated that the spray park portion hasn't been installed yet because of the weather conditions. He stated that the plumbing will have to be installed in the spring. He did state that the equipment has been purchased already under the 2019 pricing. The Supervisor stated that they were able to complete the installation of the playground equipment due to the incredible efforts on the part of the BOCES students & instructors and Recreation staff. The Supervisor publicly thanked the Town Highway Department for hauling all the stone to a staging area. And when they were ready to put it down, they moved it again along with the mulch. Mr. Joseph loaned an employee with a loader for two days to assist with the effort. The Supervisor stated that

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none of this would have been possible without the generous offering of a grant. Assembly member Woerner has secured a \$125,000 grant toward the overall cost of phase 1 of the project. He also thanked the South High Marathon Dance who secured \$25,000 for the project, with the stipulation that the Town match the amount, which they did. He stated that there were a lot of people involved and it was a very exciting project.

Councilman VanTassel commented that the Supervisor was also down at the Park running heavy equipment and thanked him for his ongoing efforts to get the project done. He also stated that Phase 1 is a good start to a big project.

The Supervisor stated that he received notice on November 26, 2019, that the SAM grant the Assemblywoman sponsored, has made it into the final review process by the State Dormitory Authority of New York.

CREG WATER DISTRICT PLANNING GRANT

The Supervisor reported that in May 2019 the Town applied for a Department of State Local Government Citizens Reorganization and Empowerment Grant, for the purpose of drawing up a plan to consolidate the Town's water districts. The Town has been awarded a grant, which provides up to \$50,000 for the planning portion of the consolidation. The grant would require a 50% match on the part of the Town, which the Town has budgeted for. Should the Town move forward with the implementation of the plan, they would be eligible for an additional amount up to \$100,000, which will allow the Town to have over 90-95% of the cost of the consolidation paid for by a grant.

MOREAU TOWNWIDE TRAILS CONCEPT PLAN

The Supervisor stated that Tracey Clothier, representing the LA Group, attended the last regular meeting of the Town Board and gave a presentation on her proposal for a plan of the Townwide Trails Concept Plan. He stated that in order to apply for grant funding, a formal plan is needed. The Supervisor read a synopsis of the proposal from the LA Group. The total project cost to put the plan together is \$15,000. Once the plan is done, the Town can apply for additional funding. The Supervisor stated that the engineer will present the plan to the Town Board so they can give input.

RESOLUTION #2019-442

A motion was made by Councilman VanTassel, seconded by Councilman Hogan and carried, to engage the services of the LA Group for a Trails Concept Plan, for an amount not to exceed \$15,000.00.

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

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

MOREAU COMMUNITY CENTER BINGO LICENSE

The Supervisor reported that the Town had received a Bingo License renewal application from the Moreau Community Center. The South Glens Falls Village Police Chief did a local check on all members and found no negative contacts with the police department. The Town Clerk performed a Sex Offender Registry check and found no matches.

The Supervisor read through questions #1 - #10 of the BC-4 (Findings and Determination for Bingo License) and all answers were "Yes".

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Resolution #2019-443

A motion was made by Councilman VanTassel, seconded by Councilman Hogan and carried, directing the Supervisor to sign the BC-4, Findings and Determination for Bingo License, in relation to the Moreau Community Center bingo license application.

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

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

WASTE HAULING CONTRACT

The following bids were presented to the Town Board, which resulted from a bid opening held on December 6, 2019 at 3:00 p.m.:

**Casella Waste Management Inc.
1392 Route 9
Fort Edward, NY 12828**

Proposal A
Bid Item 1 (12) mos. (1) 42 cy cont.
Transportation 1(a) \$175.00
Disposal 1(b) \$ 74.00

Alt. Bid
Bid Item 1 (24) Mos. (1)42 cy cont.
Transportation 1(a) \$175.00
Disposal 1(b) \$ 74.00

Bid Item 2 (12) Mos. (1) 20 cy open top
cont. for overflow
Transportation 2(a) \$175.00
Disposal 2(b) \$ 74.00

Alt. Bid
Bid Item 2 (24) Mos. (1) 20 cy open top
cont. for overflow
Transportation 2(a) \$175.00
Disposal 2(b) \$ 76.22

Bid Item 3 (12) Mos. (1) 20 cy open top
cont. for back-up
Transportation 3(a) \$175.00
Disposal 3(b) \$ 76.22

Alt. Bid
Bid Item 3 (24) Mos. (1) 20 cy open top
cont. for back-up
Transportation \$175.00
Disposal \$ 76.22

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**Waste Management of New York
100 Ransier Drive
West Seneca, NY 14224**

Proposal A
Bid Item 1 (12) mos. (1) 42 cy cont.
Transportation 1(a) \$190.00
Disposal 1(b) \$ 65.00

Alt. Bid
Bid Item 1 (24) Mos. (1)42 cy cont.
Transportation 1(a) \$190.00
Disposal 1(b) \$ 65.00

Bid Item 2 (12) Mos. (1) 20 cy open top
cont. for overflow
Transportation 2(a) \$190.00
Disposal 2(b) \$ 65.00

Alt. Bid
Bid Item 2 (24) Mos. (1) 20 cy open top
cont. for overflow
Transportation 2(a) \$190.00
Disposal 2(b) \$ 65.00

Bid Item 3 (12) Mos. (1) 20 cy open top
cont. for back-up
Transportation 3(a) \$190.00
Disposal 3(b) \$ 65.00

Alt. Bid
Bid Item 3 (24) Mos. (1) 20 cy open top
cont. for back-up
Transportation \$190.00
Disposal \$ 65.00

There was a brief discussion as to the calculations used to determine which would be the lowest bidder. It was determined that Waste Management was the overall lowest bidder and with these figures, it would save the Town approximately \$8,888.00 over the course of a year. The Supervisor stated that a two-year contract would double the savings. The Supervisor pointed out, that neither of the bidders abided by the bid bond requirements but also mentioned that the Town has the ability to characterize this as a mere irregularity and can still move forward and award a contract. The Supervisor's recommendation was to offer a two-year contract to Waste Management.

Resolution #2019-444

A motion was made by Councilman VanTassel, seconded by Councilman Noonan and carried, to accept the bid from Waste Management for a two-year contract starting January 1, 2020 and continuing through December 31, 2021.

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

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

HIGHWAY GARAGE HVAC

The Supervisor stated that the Town had put out to bid the HVAC repair at the Highway Garage prior to the roof repair being done in 2020. MH Professional Engineering, PLLC has submitted an addendum (No. 1 to Project No. 1804110) to change the bid opening date to December 23, 2019 at 2:00 p.m.

RESOLUTION #2019-445

A motion was made by Councilman VanTassel, seconded by Councilman Noonan and carried, accepting the recommended Addendum #1 to Project #1804110, which changes the bid opening date to December 23, 2019 at 2:00 p.m.

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

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

BUILDING DEPARTMENT

The Building Inspector had submitted a request for Peter Ghostlaw and himself to attend an educational conference to be held in Lake Placid from March 2, 2020 through March 5, 2020. The conference is sponsored by Northern Adirondack Code Enforcement Officials Association and by attending, they will fulfill their entire requirements of 24 annual service credit hours that are mandated by New York State to maintain their certification for Building Inspector/Code Enforcement Officer. The total cost provided by the Building Inspector is \$1,258.00 for two people, plus reasonable and proper expenses including mileage and meals. The expense would be paid from account B3620.2, which is budgeted for in 2020. Councilman Noonan questioned the reasonable expenses, as this topic had come up in an earlier Town Board meeting. The Supervisor noted that the reimbursement is stated in the organizational minutes but hopes to address this at the next organizational meeting. His recommendation was to approve the two to attend the conference. Councilman Hogan questioned if they would need two rooms. He stated that there's an option to have a room with two beds, so they could share a room. He also questioned the mileage and stated that they don't know if they're riding together or taking two vehicles. The Supervisor had been concerned that they wouldn't have staff in the office if they both went. He was told by the office that everyone across the State goes to the conference. Councilman Hogan stated that he wasn't opposed to both going to the conference. He suggested that they should save on the costs whenever they can.

The Supervisor tabled this agenda item so that Councilman Hogan could have a conversation with the Building Inspector. He asked that Councilman Hogan report back to his office with his recommendation.

RECREATION DEPARTMENT

The Supervisor stated that his office had received a request from the Recreation Leader and asked that it be tabled until he has a recommendation from the Recreation Committee.

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HIGHWAY DEPARTMENT

The Highway Superintendent had submitted a request for an open purchase order for rock salt. He also requested that money be transferred to accommodate the request.

Resolution #2019-446

A motion was made by Councilman VanTassel, seconded by Councilman Noonan and carried, to transfer \$3,000.00 from B51121.4932 and \$45,000.00 from B5112.451, and transfer \$48,000.00 to DB5142.490.

The transfer is needed so that the Highway Superintendent can purchase rock salt from the 2019 budget year.

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

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

Resolution #2019-447

A motion was made by Councilman Hogan, seconded by Councilman Noonan and carried, authorizing an open purchase order in the amount of \$45,000.00 for the purchase of rock salt from Morton Salt under County Contract #18-PWS-10R. The expense will be paid from account DB5142.490.

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

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

PRIVILEGE OF THE FLOOR

There were no comments from the public.

SUPERVISOR'S ITEMS

The Supervisor advised the Town Board that Chief Court Clerk Jennifer Miller will be attending a court training session at U-Albany on January 9, 2020. She's requesting her mileage be reimbursed by the Town.

The Supervisor reported that the 16th Annual Saratoga County Planning & Zoning Conference will be held on February 5, 2020, at the Saratoga Springs City Center in Saratoga Springs. He suggested, that if any Town Board members wish to attend, to let his office know, so they can get them registered. He stated that he would also be providing the information to the members of the Planning & Zoning Boards.

The Supervisor stated that he had a conversation with Ted Monsour regarding the oversight at the Transfer Station, from what is paid for at the booth and what is being deposited. Mr. Monsour has interviewed some individuals and has some recommendations. He asked that the Transfer Station Committee review his recommendations to see if the Town should move forward on them.

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The Supervisor reported receiving correspondence along with the Town Board, Zoning Board and Planning Board, from Martha Winston, 150 Old West Road. The letter expressed her strong opposition of the proposed brewery, that is looking for Planning Board approval at a public hearing to be held next Monday. The Supervisor stated that he has the letter if anyone is interested in viewing it.

COMMITTEE REPORTS

Councilman VanTassel provided an IT update to the Town Board. He stated that the last of the machines have been installed at the Town Hall and everything is on schedule. He stated that they've installed the wireless and have a few networks running. He stated that the Court must make some adjustments but that they'll need to work with the Justices to get that done. He stated that there are a few more applications that need to be installed but that everything is still on schedule.

Councilman VanTassel stated that the Town's Dog Control Officer, Alicia Floud, was called out on Thanksgiving Day in some inclement weather, to humanely trap a dog. He wanted to acknowledge and thank her for coming out.

Councilman Hogan stated that the leachate testing from the Transfer Station has been done and that they're just waiting on the results before the tank can be pumped.

Councilman VanTassel stated that he had an engineer do a site visit to the Highway Garage and Transfer Station, to see the availability to have wireless run between the two buildings for the possibility of internet clocks. They gathered the information needed and will report back to the Town.

The Supervisor stated that this will tie in with hiring a new employee at the Transfer Station and asked if they wanted to hold off on the hire. Councilman VanTassel stated that he would speak with the Transfer Station to get a better idea of what the employee's function will be and if it can be offset by the technology.

A motion was made by Councilman VanTassel, seconded by Councilman Noonan and carried, to adjourn to executive session at 7:50 p.m. to have discussion on the work performance of an unnamed Town employee.

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

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

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

A motion was made by Councilman Hogan, seconded by Councilman VanTassel and carried, to close the executive session at 8:20 p.m. with no action taken and to resume the regular session.

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

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

A motion was made by Councilman Hogan, seconded by Councilman Noonan and carried, to close the meeting for the evening at 8:20 p.m.

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

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

Meeting adjourned.

Respectfully submitted,

Leeann McCabe
Town Clerk