

A regular meeting of the Town Board of the Town of Moreau was held on February 11, 2020 in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York.

The Supervisor called the meeting to order at 7:25 p.m.

The Deputy Town Clerk called the roll.

Town Board Members Present

John Hogan	Councilman
Kyle Noonan	Councilman
Gina LeClair	Councilwoman
John Donohue, Jr.	Councilman
Theodore T. Kusnierz, Jr.	Supervisor

Town Board Members Absent

None

Also Present: Tammy Daley, Deputy Town Clerk; Karla Buettner, Attorney for the Town; Paul Joseph, Highway Superintendent; Jesse Fish, Water Superintendent; Pete Olesheski, Recreation Leader; Kathleen Moore, Post Star Reporter; Town Residents: Jim Hooper, Virginia Livsey, Bruce Flayer, Erin Trombley, Elinor Stein, Martha Winsten, Dominic Tom; Village Resident, Dennis Davall.

The Supervisor led the Pledge of Allegiance.

SET FUTURE MEETINGS & WORKSHOPS

None Scheduled.

RAIL FEASIBILITY STUDY

The Supervisor stated over the years that they have had interest for businesses to go in the Industrial Park. He said once the prospective businesses were told there was no rail access they were no longer interested. He stated the Saratoga County Industrial Agency has requested a resolution from the Town Board of the Town of Moreau, that we favor them to fund the study of the rail access.

The Deputy Town Clerk read the following resolution:

MOREAU RAILROAD STUDY RESOLUTION

WHEREAS, the Town of Moreau would like to determine the potential economic and financial impact that may be derived from restoration of the railroad lines leading into the Moreau Industrial Park and up to the Essity paper manufacturing plant, as well as the impact it would have on the Town's job retention and creation opportunities and growth of industry in the Moreau Industrial Park, and how a reinvigorated railroad line might support stability and expansion of existing companies along the line; and

WHEREAS, the Saratoga County Industrial Development Agency owns the railroad right-of-way into the Moreau Industrial Park and up to the Essity paper manufacturing plant and could be the catalyst for retention of existing jobs as well as for additional job creation; and

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WHEREAS, the Saratoga Economic Development Corporation has potential projects for the Moreau Industrial Park with interest in utilizing the railroad for transportation of raw materials and finished products, thus reducing a significant volume of commercial truck traffic on state, county and town roads and thereby reducing the deterioration of roads by removing a significant amount of traffic on such roads; and

WHEREAS, Saratoga Economic Development Corporation is working to retain jobs at other companies along the railroad route, and has surrendered multiple attraction prospects to bordering counties with rail access to industrial zoned sites; and

NOW, THEREFORE, BE IT RESOLVED that the Town of Moreau Town Board hereby requests that the Saratoga County Industrial Development Agency hires a company as soon as possible with the background and ability to study the economic and financial impacts a reinvigoration of the railroad line would have on the Town of Moreau and Saratoga County.

Resolution #2020-97

A motion was made by Councilman Noonan, seconded by Councilman Hogan and carried for a resolution to have the Saratoga County Industrial Development Agency conduct and fund a study of the rail system at the Industrial Park.

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

Councilman Hogan	Yes
Councilman Noonan	Yes
Councilwoman LeClair	Yes
Councilman Donohue	Yes
Supervisor Kusnierz	Yes

SANDBAR BEACH FACILITY GRANT

The Supervisor stated there was some good news on this grant. The Town, a while back, had applied for funding from the Glens Falls Foundation, for assistance in repairs and upgrades to the Sandbar Beach facilities in the Village. Pete Olesheski had applied for the grant and shepherded through the progress, which led to the success of an award of \$9,767.00. He stated that the Glens Falls Foundation would be pleased to have recognition with any publicity when doing this project. They would also like a report of the expenditures of the grant funds. The Supervisor would like to thank Mr. Niles on the award of the grant to the Town of Moreau. He would also like to thank the Recreation Department for submitting the grant application.

APPOINTMENT OF PETER OLESHESKI RECREATION LEADER

The Supervisor stated that Peter Olesheski was appointed provisionally for six months in August of 2019. He stated that he would like to appoint him permanently as the Recreation Leader. This will involve an increase of pay from \$44,000.00 to \$46,000.00, which would be effective February 23, 2020.

Resolution #2020-98

A motion was made by Councilwoman LeClair, seconded by Councilman Noonan and carried to permanently appoint Peter Olesheski as Recreation Leader. The new salary will be \$46,000.00 effective February 23, 2020.

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

Councilman Hogan	Yes
Councilman Noonan	Yes
Councilwoman LeClair	Yes
Councilman Donohue	Yes
Supervisor Kusnierz	Yes

TRANSFER STATION

The Town is continuing to try and get the grinder pump up and running. The Supervisor stated that they have a proposal from a local vendor, Galusha and Sons, to evaluate the pumping station and see what is going on with it. This will also include a proposal for fixing (if possible) or provide a price for a new duplex pump station, but still utilizing the existing concrete wall. The cost indicated in the proposal is 1 man @ \$164.00 hour per man hour, portal to portal, which includes a service truck. Also 1 man @ \$90.10 per man hour.

Resolution #2020-99

A motion was made by Councilwoman LeClair, seconded by Councilman Noonan and carried to have Galusha and Sons evaluate the pumping station at the Transfer Station at their proposed rates.

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

Councilman Hogan	Yes
Councilman Noonan	Yes
Councilwoman LeClair	Yes
Councilman Donohue	Yes
Supervisor Kusnierz	Yes

RECREATION DEPARTMENT

The following quotes were submitted by the Recreation Leader to replace the Sandbar beach pavilion roof:

Dave Stewart 218 Reservoir Rd Fort Edward, NY 12828	\$6,650.00
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Fred Bartlett Enterprises Inc. 12 Circle Drive South Glens Falls, NY 12803	\$7,916.00
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Rich Home Exteriors 150 Saratoga Road South Glens Falls, NY 128032	\$8,609.00
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The recommendation of the Recreation Leader is to go with Dave Stewart. This would be subject to Council review, a contract, and the necessary insurance in place. The expense would be paid with the grant from the Glens Falls Foundation.

Resolution #2020-100

A motion was made by Councilwoman LeClair, seconded by Councilman Hogan and carried to hire Dave Stewart at a cost of \$6,650.00, for the roof replacement of the pavilion at the Sandbar Beach.

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

Councilman Hogan	Yes
Councilman Noonan	Yes
Councilwoman LeClair	Yes
Councilman Donohue	Yes
Supervisor Kusnierz	Yes

The following quotes were received to purchase a Newstripe Dirt Doctor Jr. tow behind for the baseball and softball fields:

M & M Distribution, LLC (Field Marketing Direct) PO Box 122 Kechi, KS 67067	\$3,799.00 with free shipping
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Epic Sports, Inc. 9450 E 53 rd St N Bel Aire, KS	\$3,866.00 with free shipping
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Newstripe 1700 Jasper Street Aurora, CO 80011	\$4,723.03 with shipping
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The recommendation of the Recreation Leader was to purchase from M&M Distribution, LLC.

Resolution #2020-101

A motion was made by Councilman Noonan, seconded by Councilwoman LeClair and carried to purchase a Newstripe Dirt Doctor Jr. tow behind from M&M Distribution LLC. in the amount of \$3,799.00 with free shipping. The expense will be paid from account A7140.4.

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

Councilman Hogan	Yes
Councilman Noonan	Yes
Councilwoman LeClair	Yes
Councilman Donohue	Yes
Supervisor Kusnierz	Yes

The following quotes were received to purchase two new Difibtech Lifeline AED units with adult and pediatric pads, batteries, soft carrying case and wall cabinets.

AED Superstore 1800 US Hwy 51 N Woodruff, WI 54568	\$3,402.00 with free shipping Order before February 29, 2020 save additional \$200.00
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AED.com 1001 Flagpole Court Brentwood, TN 37027	\$3,788.00 with free shipping
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Cardiac Life	\$3,821.00 with free shipping
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Piano Works Mall
349 W Commercial St. Suite 1260
East Rochester, NY 14445

The recommendation of the Recreation Leader was to purchase from the AED Superstore.

Resolution #2020-102

A motion was made by Councilwoman LeClair, seconded by Councilman Donohue and carried to purchase two AED units from the AED Superstore at a price of \$3,202.00 with free shipping. The expense would be paid from account A7140.2. \$2,000.00 of this expense will be paid from a grant from the CR Wood Foundation.

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

Councilman Hogan	Yes
Councilman Noonan	Yes
Councilwoman LeClair	Yes
Councilman Donohue	Yes
Supervisor Kusnierz	Yes

Resolution #2020-103

A motion was made by Councilwoman LeClair, seconded by Councilman Noonan and carried to purchase a Toro Z master 7000 series zero turn mower from Green Management, LLC. The State Contract price is \$17,357.76 with free delivery. This will be paid from account A7140.2.

The Supervisor stated that this was a budgeted item. He also commented that the price was \$157.76 over what was budgeted. He stated that they have recognized enough savings tonight to cover the additional cost.

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

Councilman Hogan	Yes
Council Noonan	Yes
Councilwoman LeClair	Yes
Councilman Donohue	Yes
Supervisor Kusnierz	Yes

The Supervisor read a letter from Mr. Kloss from Kloss Equipment stating that a previous Supervisor for the Town agreed to put up a privacy fence up between Kloss Equipment and the Griswold Cemetery. The Clerk's Office and the Supervisor's Office went back ten years and could not find any agreement on behalf of the Town agreeing to put up a privacy fence. The Recreation Leader had a conversation with Mr. Kloss, and he agreed to donate half the cost of the stockade fence to the Recreation Department. It was agreed that the Town will install the fence.

The following quotes were received from the Recreation Leader to purchase 25 sections of 6'x 8' pressure treated fence panels, posts and screws to replace the fence at Griswold Cemetery.

The Home Depot	\$1,314.44
2455Paces Ferry Rd SE	
Atlanta, GA	

Lowe's	\$1,246.35
1000 Lowe's Boulevard	

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MOREAU SPEED LIMIT LEGISLATION

The Supervisor stated that he has met with Senator Jordan’s office and Assembly member Woerner’s office regarding the possibility of introducing to Legislation a resolution that would allow the Town of Moreau to set the speed limits of Town roads, streets and highways at their own discretion. The Town Board is aware that it is not uncommon for the Department of Transportation to deny a speed reduction request.

The Deputy Town Clerk read the following resolution aloud:

REQUESTING PASSAGE OF S.7374 (JORDAN)/A.9124 (WOERNER) EMPOWERING THE MOREAU TOWN BOARD WITH THE DISCRETION TO SET SPEED LIMITS ON CERTAIN TOWN ROADS

WHEREAS, the Town of Moreau faces unique challenges regarding traffic safety and, accordingly, would like to have the ability to control speed limits on Town roads, streets and highways, and the Town has received multiple requests over the years from residents seeking appropriate reductions in speed limits in or near their neighborhoods that were denied approval by the New York State Department of Transportation; and

WHEREAS, the Town Supervisor has reached out to Senator Jordan and Assemblymember Woerner to request sponsorship and introduction of Home Rule legislation permitting the Town of Moreau to determine the speed limits on Town roads, streets and highways; and

WHEREAS, legislation that provides the relief sought by the Town was introduced by Senator Jordan (S.7374) and Assemblymember Woerner (A.9124) during the 2020 Regular Session, entitled, AN ACT relating to giving the Moreau Town Board the discretion to change speed limits, a copy of which is annexed hereto* and incorporated herein by reference;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Moreau states its unanimous support for S.7374/A.9124 introduced during the 2020 Regular Session of the Legislature, and requests and urges its passage; and it is further

RESOLVED, that the Town Supervisor is authorized and directed to take all steps necessary to support the said proposed legislation S.7374/A.9124 including, but not limited to, execution and delivery of a Home Rule Request.

Resolution #2020-106

A motion was made by Councilman Noonan, seconded by Councilwoman LeClair and carried, to have the Supervisor take all steps necessary to support the said proposed resolution.

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

Councilman Hogan	Yes
Councilman Noonan	Yes
Councilwoman LeClair	Yes
Councilman Donahue	Yes
Supervisor Kusnierz	Yes

HIGHWAY DEPARTMENT

The Supervisor stated that he met with the engineer that is involved with HVAC at the new Highway Garage, regarding the upgrades that they want to get done before replacing the roof. After having the

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meeting it was decided that they should have a change order. The heat exchanges in the specs were supposed to be aluminum. This would cause a lot of moisture and salt to come in and they would not last long and have to be replaced. It was suggested to change them to stainless steel. They did lower the cost for the Town. The change order would give the Town an upgrade that costs \$5,159.00 for an amount of \$2,279.00.

Resolution #2020-107

A motion was made by Councilwoman LeClair, seconded by Councilman Noonan and carried, to have a change order presented by R & B Mechanical, not to exceed the amount of \$2,279.00.

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

Councilman Hogan	Yes
Councilman Noonan	Yes
Councilwoman LeClair	Yes
Councilman Donohue	Yes
Supervisor Kusnierz	Yes

The following quotes were received from the Highway Superintendent for a 2020 single axle dump truck with front and wing plows:

Tracey Road Equipment 115 Railroad Ave. Albany, NY 12205	Freightliner-114SD \$209,055.00 State pricing
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Tracey Road Equipment 115 Railroad Ave. Albany, NY 12205	Western Star-4700 \$211,714.00
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Mohawk Valley Freightliner 703 Oriskany Blvd. Yorkville, NY 13495	Freightliner-114OD \$209,096.00
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The Highway Superintendent stated that he would like to have an answer tonight, because there is an 8 to 10- month delivery time for the truck. The Supervisor stated that they have budgeted for the purchase of a truck. This price is also a little under what they had budgeted for.

Resolution #2020-108

A motion was made by Councilman Hogan, seconded by Councilman Noonan and carried, to purchase a 2020 single axle dump truck with front and wing plows, from Tracey Road Equipment, at a price of \$209,055.00. This expense will be paid from account DB5130.2.

Asked is all were in favor; the following responses were given:

Councilman Hogan	Yes
Councilman Noonan	Yes
Councilwoman LeClair	Yes
Councilman Donohue	Yes
Supervisor Kusnierz	Yes

TOWN HALL IT SERVER

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The Supervisor stated that we are borrowing a server right now. It was planned, when they upgraded the computer systems, that they would buy a new server. He stated that they have received the following quotes for a Power Edge R440 server with 32 GB RDIMM, 2666 MT/S, dual rank and 480 GB SSD SATA. Installation not included.

CDW-G LLC 200 N Milwaukee Ave. Vernon Hills, IL 60061	\$5,523.87
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Storedtech 543 Queensbury Ave. Ste. 5 Queensbury, NY 12804	\$5,222.26
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Dell Inc. 1 Dell Way Round Rock, Tx 78682	5,454.07
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Resolution #2020-109

A motion was made by Councilwoman LeClair, seconded by Councilman Hogan and carried, to purchase the new server from Storedtech. The expense would be paid from account A1620.401.

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

Councilman Hogan	Yes
Councilman Noonan	Yes
Councilwoman LeClair	Yes
Councilman Donohue	Yes
Supervisor Kusnierz	Yes

The Supervisor wanted to talk about the situation at 325 Old West Road where there the hairpin turn is. He has been down there several times talking to residents. He has also been down there a few times with the Highway Superintendent Paul Joseph. Most recently he has talked to the homeowner and asked what the Town could do to make it safer there. He stated that there isn't enough right of way to put up partial guardrails in that area. He stated that he asked the homeowner if they wanted to give the Town the right of way to put the guardrails partially on their property but that was not an option. He stated that they don't want guardrails at all. The Town and the homeowner agreed upon having the Town place boulders on the homeowner's property. This would require a hold harmless indemnification agreement with the property owner. It would be needed because the Town will be placing those boulders on private property. The homeowner, Matthew J. Caul of 325 West River Road, has agreed to that also. This would be executed by the homeowner.

Resolution #2020-110

A motion was made by Councilman Hogan, seconded by Councilman Noonan and carried, to have the Supervisor sign the hold harmless indemnification agreement, for the Town to place boulders at 325 Old West Road, property of Matthew J. Caul.

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

Councilman Hogan	Yes
Councilman Noonan	Yes
Councilwoman LeClair	Yes
Councilman Donohue	Yes

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the Town of Moreau. Councilwoman LeClair stated this is a wonderful idea. Councilman Noonan stated that he was approached a while ago by a resident, who wanted to have the Town do flags of the Veterans with their pictures on them. The resident stated that there is funding to do this from a private group. They would like to know how to go about doing this in the Town of Moreau.

COMMITTEE REPORTS

Councilman Noonan stated, that a while ago, they had talked about the revamping of the Town logo. He realized that it was a bit more difficult than he had expected. He thinks the best thing to do is engage the services of an outside company and design team to take our ideas and design a more up to date logo. Supervisor Kusnierz stated that they should be able to fund the cost. He stated that he would investigate it and see what account they could use to pay for the expense.

Councilman Donohue stated that Councilman Hogan and himself will be meeting with the Adirondack Glens Falls Transportation Council on Thursday February 13, 2020. They will talk about some issues with one of the Town's roads and will report back next week about their meeting. Supervisor Kusnierz stated he is on the Board of the Glens Falls Transportation Council, they have a meeting Wednesday February 12, 2020. He stated if Councilman Donohue has any concerns, he can forward them to him, and he can bring them to the meeting. The meeting is at 10:00a.m.

Councilman Donohue also stated, that Ted Monsour from the Transfer Station, had asked about having a hazardous waste section at the Transfer Station. Supervisor Kusnierz stated that the County funds this for Towns. They usually pick 2-3 Towns and rotate them around the County. Any County resident can participate in the program.

PRIVILEGE OF THE FLOOR

Dominic Tom of Cedar Lane stated that he was disappointed with the inaction of the burned down house on Reservoir Road. The concern was raised about this in the summer of 2019. He also stated that this is not the only decrepit property in Town, that has been allowed to remain standing. He feels these properties are affecting the surrounding homes property values.

Councilman Donohue wanted to apologize for speaking over others at the previous Town Board meeting.

There was a brief discussion between the Supervisor and Councilman Donohue regarding the accepting of campaign funding and the process by which residents' concerns are brought to the Board for discussion. It was noted by the Supervisor that the Board's decisions are made in best interests of the residents and are made by a consensus.

A motion was made by Councilwoman LeClair and seconded by Councilman Noonan to adjourn to executive session for the purpose of discussing an unnamed employee's work performance at 8:30 p.m.

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

Councilman Hogan	Yes
Councilman Noonan	Yes
Councilwoman LeClair	Yes
Councilman Donohue	Yes
Supervisor Kusnierz	Yes

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

A motion was made by Councilman Hogan, seconded by Council Noonan to adjourn the executive session at 9:15 p.m., with no action taken in executive session.

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

Councilman Hogan	Yes
Councilman Noonan	Yes
Councilwoman LeClair	Yes
Councilman Donohue	Yes
Supervisor Kusnierz	Yes

A motion was made by Councilman Hogan, seconded by Councilman Noonan and carried, to close the regular meeting for the evening at 9:17 p.m.

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

Councilman Hogan	Yes
Councilman Noonan	Yes
Councilwoman LeClair	Yes
Councilman Donohue	Yes
Supervisor Kusnierz	Yes

Meeting adjourned.

Respectfully submitted,

Tammy Daley
Deputy Town Clerk

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