

The meeting was held in person. The Supervisor called the meeting to order at 7:00 p.m. with an attendance roll call and the Pledge of Allegiance.

PRESENT:	Kyle Noonan	Councilmember
	Patrick Killian	Councilmember
	John Donohue	Councilmember
	Jesse A. Fish, Jr.	Supervisor

ALSO PRESENT:	Erin Trombley	Town Clerk
	Elizabeth Bennett	Confidential Secretary
	Jeremy Brogan	Recreation Director
	Chris Abrams	Highway Superintendent

OTHERS PRESENT: Thomas Masso, Bill Ramsey, Michelle DelSignore, Maureen Dennis

FUTURE MEETINGS

No meetings were scheduled. Supervisor Fish stated that the organizational meeting had been previously set for Jan. 7, 2025 at 7:00 p.m.

PUBLIC COMMENT PERIOD

Supervisor Fish invited Michelle DelSignore, a resident of 51 Hilton Drive to address the Board with regard to a recent flooding event that had taken place. She said the previous Monday the fire department was at her neighbor's house pumping water out of the basement. She said she had about 2 1/2" of water in her finished basement at that time. She said she did her best to dry it out, pulled out the carpet and so on, and the next morning, more water had accumulated in her basement. She said the Town was unplugging a clog on Meadow Drive that day. She asked if the Town could provide any assistance for the damage to her home.

Councilmember Noonan asked Highway Superintendent Abrams if the issue was a backed-up Town drainpipe. Superintendent Abrams said it was a drainpipe that runs from Tanglewood past Hilton and Marine, an terminates at the river that has some issues. Councilmember Killian asked if a pipe was crushed. Mr. Abrams said they couldn't determine the full extent of the issues yet with a camera but he said he believed the issue was a maple tree's roots infiltrating the pipe. Due to cold temperatures, additional work on it was paused, he said, and the fluid levels were being maintained at about 6 feet above the level they should be. He said when temperatures rise they hope to get the level back down.

Councilmember Noonan asked whether the Town was liable for the damage, and if so, would it be covered by the Town's insurance. Ms. DelSignore said she had checked with her insurer and that it would not be covered by her insurance because the flooding didn't originate on her property. She said in three decades, this was the first time they have ever had any water in the basement. Councilmember Killian asked where the pipe runs relative to the home. Superintendent Abrams said the pipe runs roughly down the middle of the road near Ms. DelSignore's home. She said she thinks the Town should be liable because they maintain the line. Supervisor Fish asked if the line had been worked on by the Town before. Mr. Abrams stated that there had not been issues with the line previously and that the line in question is twelve feet underground in the area of the problem, but that the Town has inspected the line before.

Councilmember Donohue asked if something like this could be the responsibility of a Town. Town Counsel Bruening said in order for a Town to be liable, the Town would have had to do something to cause harm. He said there is a complex and rigid legal process to come to the conclusion that a municipality is liable for damages through litigation, but that if the municipality and impacted individuals come to the same conclusion outside of litigation, an agreement could be made between the parties. He clarified that Towns cannot simply agree to pay, but that first a determination needs to be made that the Town caused the damage. He said even if something

terrible happens and the Board wants to help, if the Town is not first determined to be responsible for the damages, the payment would be illegal. He said more information and engineering would be needed before a determination could be made about whether the Town was at fault for the damage.

Supervisor Fish asked Ms. DelSignore if she had a list of damages she could provide, and she said she did but not with replacement prices for flooring and other building materials that were damaged. Supervisor Fish said it would be beneficial to have a list with prices, and she said she would deliver it to the office. Councilmember Donohue asked if the Highway Superintendent could provide information on the history of the pipe.

Councilmember Killian asked the size of the pipe. Superintendent Abrams said it was a steel 18" pipe, and an old one that had been lined. He said some of the lining has fallen off. As to the age, he said the Hilton development was approved in 1964. Supervisor Fish said he had seen a hand-drawn map which was fairly accurate and shows the pipe, but that did not indicate who approved, engineered, or installed it.

Superintendent Abrams said the drain is for ground water, and that surface water does not go into the drain. Councilmember Noonan clarified that the issue is a water table level issue, which Mr. Abrams confirmed, and said the maintained level at that time was 6 feet below where it was at the time of the flooding. Councilmember Noonan asked if the homeowner had priced a sump pump to prevent additional flooding in the near future. She said she had not.

ACCEPTANCE OF MINUTES

Resolution 438-2024 A motion was made by Councilmember Donohue and seconded by Councilmember Killian to accept and approve the November 12, 2024 regular Town Board minutes as presented.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Abstain
Councilmember Killian	Aye
Councilmember Stewart	Absent
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 3:0.

Resolution 439-2024 A motion was made by Councilmember Killian and seconded by Councilmember Noonan to accept and approve the month-end audit November 26, 2024 minutes as presented.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Absent
Councilmember Donohue	Abstain
Supervisor Fish	Aye

The motion carried 3:0.

OLD BUSINESS

Resolution 440-2024 A motion was made by Councilmember Noonan and seconded by Councilmember Donohue to close all Town facilities at 12:00 p.m. on December 24 and December 31, 2024.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
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Councilmember Killian	Aye
Councilmember Stewart	Absent
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0.

HIGHWAY DEPARTMENT

Resolution 441-2024 A motion was made by Councilmember Donohue and seconded by Councilmember Killian to approve the purchase of an EZ1 Spreader Control Unit from Certified Power Solutions for a cost not to exceed \$2,250 from account DB5130.405.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Absent
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0.

Resolution 442-2024 A motion was made by Councilmember Donohue and seconded by Councilmember Killian to approve the purchase of two plow blades from Chemung for a cost, including shipping, not to exceed \$3,904 from account DB5130.492.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Absent
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0.

Resolution 443-2024 A motion was made by Councilmember Donohue and seconded by Councilmember Noonan to approve the purchase of untreated road salt from Morton Salt in the amount not to exceed \$40,000 under County contract 23-PWS-10R.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Absent
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0.

TOWN CLERK'S OFFICE

NYSDEC License Print Fee

Supervisor Fish said the Town Clerk had inquired about whether to begin collecting a fee for printing licenses purchased at Town Hall for NYS Department of Environmental Conservation (NYSDEC). In the past, he said, a printer and special paper were supplied by the NYSDEC, and since this equipment has been discontinued, the cost of printing was being absorbed by the Town.

Resolution 444-2024 A motion was made by Councilmember Killian and seconded by Councilmember Donohue to authorize the collection of a \$1 printing fee on all NYS Department of Environmental Conservation licenses.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Absent
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0.

Returned Check Policy

Supervisor Fish said the Town Clerk had raised the question of when or if the Town could enact a policy to refuse personal checks from people who have had returned checks in the past, requiring payments be made by cash, money order, or bank check. Councilmember Noonan asked the Clerk how many times this issue had come up. The Town Clerk said one family had presented 5 bad checks in 2024. The Councilmember asked if any of the fees could be levied onto taxes. Clerk Trombley said that the fee assessed is local, so in the instance of a school tax payment, the penalty is not recovered at all. She said the fee is paid separately. Councilmember Noonan said if they pay just cash and pay late, then they pay more with cash. The Clerk said in the case of a bad check, they pay a bank penalty for overdrawing their account, a local fee to the Town, plus any late payment penalty, so they pay much more when they present a check which is returned.

The Councilmember asked if the concern was cost to the taxpayer or work for the office. The Clerk said it is a lot of work to back out the payment and try to contact the payee for replacement funds. She said a customer would not be allowed to write numerous bad checks at a grocery store, for example. The Councilmember asked counsel whether it is legal to say to an individual that the Town will not take a check from you based on payment history but will take checks from others. Counsel said he was not aware of anything that would prevent the Town from doing that. The Councilmember asked counsel if, as an elected official, the Town Clerk could simply adopt practices around accepting checks. Counsel said no, that a policy should be developed. Town Clerk Trombley said she also wondered when the number of returned checks constituted a legal issue for knowingly presenting bad checks. From those in attendance, Maureen Dennis of Schermerhorn Holdings offered that she contacts police if a single bad check is presented, and that if the amount is over \$1,000, it's a felony.

The Councilmember asked if the Town Clerk had a resolution she would present for the Board to pass. She said she did not have something drafted but offered that if two checks are returned in a year and the person be informed that they may no longer present personal checks to the Town. Supervisor Fish said if the Town Clerk would write up a policy, the Board could review it at the next meeting. Ms. Trombley agreed.

Local Law 1 of 2025, Dog Licensing

Supervisor Fish asked the Town Clerk to read a resolution setting the public hearing for Local Law No. 1 of 2025, setting dog licensing fees by resolution. She read:

“WHEREAS, the Town Board is considering the adoption of proposed Local Law No. 1 of 2025 entitled, ‘Amending Chapter 59, Section 59-6 (C) of the Code of the Town of Moreau Providing for a Schedule for Dog License Fees;’ and

WHEREAS, adoption of this Local Law is authorized by New York Municipal Home Rule Law § 10 and Agriculture and Markets Law Article 7; and

WHEREAS, the Town Board is required to hold a Public Hearing prior to the adoption of such Local Law; and

NOW, THEREFORE, BE IT

RESOLVED, that because such Local Law is not an action that may affect the environment, it is not an action subject to the State Environmental Quality Review Act, and be it

FURTHER RESOLVED, that the Moreau Town Board shall meet and hold a public hearing beginning at the Moreau Town Hall, 351 Reynolds Road, Moreau, New York 12828, beginning at 7:01 p.m. on Tuesday, January 14, 2025 to hear all interested persons and take any necessary action provided by law concerning proposed Local Law No.: 1 of 2025, and be it

FURTHER RESOLVED, that the Town Board authorizes and directs the Moreau Town Clerk to publish and post a Notice of Public Hearing concerning proposed Local Law No. 1 of 2025 in the manner provided by law and to make a copy of the proposed Local Law available for public inspection in the Town Clerk’s office, and on the Town’s website, following the adoption of this Resolution and until the Public Hearing is closed.”

Resolution 445-2024 A motion was made by Councilmember Noonan and seconded by Councilmember Donohue to accept the resolution as read.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Absent
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0.

RECREATION DEPARTMENT

Resolution 446-2024 A motion was made by Councilmember Noonan and seconded by Councilmember Donohue to increase the cost of shirts to be paid to Northwind Graphics for the Recreation Basketball program by \$105 due to supply issues, to a total not to exceed \$2,157.25.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Absent
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0.

Resolution 447-2024 A motion was made by Councilmember Donohue and seconded by Councilmember Killian to authorize the purchase of six (6) garbage cans from Webstaurant Store for a total not to exceed \$2,349.93 from account A7140.4.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Absent
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0.

Resolution 448-2024 A motion was made by Councilmember Donohue and seconded by Councilmember Noonan to authorize the purchase of 15 dozen softballs from Ebasesloaded.com in an amount not to exceed \$1,310.20, including shipping, from account A7310.74.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Absent
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0.

Resolution 449-2024 A motion was made by Councilmember Donohue and seconded by Councilmember Noonan to authorize the transfer of \$18,500 from account 7310.1, which had a balance of over \$10,000, to account A7140.2, which had a balance of \$556.09.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Absent
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0.

Resolution 450-2024 A motion was made by Councilmember Donohue and seconded by Councilmember Killian to authorize the purchase of a Kubota 1130 from Emerich Sales & Service in an amount not to exceed \$19,023.64 from account A7140.2.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Absent
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0.

Resolution 451-2024 A motion was made by Councilmember Donohue and seconded by Councilmember Noonan to authorize the purchase of four (4) road barricades from Webstaurant Store for a cost not to exceed \$12,059.23 from A7140.4.

Discussion: Councilmember Killian asked how long the barricades are. Recreation Director Brogan said they were six feet long and three feet high. The Councilmember asked if they were concrete or plastic. Mr. Brogan said they are plastic and designed to be filled with sand or water for stability and could weigh up to 95 lbs. filled. He said these would be more portable than heavier barricades and can be moved without the use of heavy equipment.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Absent
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0.

Resolution 452-2024 A motion was made by Councilmember Donohue and seconded by Councilmember Noonan to authorize the purchase of Kubota 900 tracks from DAX Powersports for a sum not to exceed \$6,499 from reserve account HT7180.4 subject to permissive referendum.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Absent
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0.

RECREATION COMMITTEE UPDATE

Councilmember Donohue said after reviewing with the Recreation Director and others, it was his opinion that some of the playground equipment at the Recreation Park was becoming unsafe. He looked into pricing equipment and spoke with BPD Coordinator Westfall and NY State Assemblywoman Woerner about potential funding opportunities. He said he hoped to cap the cost of the project at \$100,000. He asked the Board to move on a motion to commit up to \$100,000 from the HD account, which had in excess of \$700,000 to start the process, subject to permissive referendum. He said there were other things being reviewed, including more adaptive equipment for the existing accessible playground, and potential funding for that as well.

Resolution 453-2024 A motion was made by Councilmember Donohue and seconded by Councilmember Noonan to commit up to \$100,000 from the HD account for improvements to the playground equipment at the Recreation Park.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Absent
Councilmember Donohue	Aye

Supervisor Fish Aye

The motion carried 4:0.

FACILITIES & MAINTENANCE

Resolution 454-2024 A motion was made by Councilmember Donohue and seconded by Councilmember Noonan to authorize the purchase of 20 lighted bollards for a cost not to exceed \$4,718.16 from account A1620.401.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Absent
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0.

Resolution 455-2024 A motion was made by Councilmember Donohue and seconded by Councilmember Noonan to authorize the Supervisor to sign a contract with Capital Fire & Safety to include inspection, maintenance, and replacement if necessary, of 89 fire extinguishers at Town Hall and the Recreation Park for a cost not to exceed \$1,854, to be paid from multiple accounts.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Absent
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0.

Discussion: Bill Ramsey asked from the room if this was an annual expense or should this be a standing contract. Recreation Director Brogan said that prices change every year so they get pricing each year.

ASSESSOR'S OFFICE

Senior Citizen Tax Notices

Supervisor Fish said the Assessor is required to do a second notice for senior citizen property tax reductions to every resident property owner. He said there were 4,200 notices required.

Resolution 456-2024 A motion was made by Councilmember Noonan and seconded by Councilmember Donohue to authorize payment in an amount not to exceed \$1,836 to Glens Falls Printing from account A1355.4 for these notices, and to allow pre-payment of the voucher for this so the expense will come out of the 2024 budget.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Absent
Councilmember Donohue	Aye

Supervisor Fish

Aye

The motion carried 4:0.

Amendment of Local Law 3 of 2023

Supervisor Fish said the Town had been informed of an error in Local Law No. 3 of 2023. The correction will be made by proposed Local Law No. 2 of 2025. The Supervisor asked Town Clerk Trombley to read a prepared resolution setting a public hearing for the law. She read:

“WHEREAS, the Town Board is considering the adoption of proposed Local Law No. 2 of 2025 entitled, ‘Amending Chapter 130, Section 130-2 (B) of the Code of the Town of Moreau Providing for a Senior Citizens Tax Exemption’ and

WHEREAS, adoption of this Local Law is authorized by New York Municipal Home Rule Law § 10 and Real Property Tax Law Section 467; and

WHEREAS, adoption of this proposed Local Law would correct an error in the current Town Code provision providing for a Senior Tax Exemption so that the income scale will be consistent with State Law; and

WHEREAS, the Town Board is required to hold a Public Hearing prior to the adoption of such Local Law; and

NOW, THEREFORE, BE IT

RESOLVED, that because such Local Law is not an action that may affect the environment, it is not an action subject to the State Environmental Quality Review Act, and be it

FURTHER RESOLVED, that the Moreau Town Board shall meet and hold a public hearing beginning at the Moreau Town Hall, 351 Reynolds Road, Moreau, New York 12828, beginning at 7:02 p.m. on Tuesday, January 14, 2025 to hear all interested persons and take any necessary action provided by law concerning proposed Local Law No. 2 of 2025, and be it

FURTHER RESOLVED, that the Town Board authorizes and directs the Moreau Town Clerk to publish and post a Notice of Public Hearing concerning proposed Local Law No. 2 of 2025 in the manner provided by law and to make a copy of the proposed Local Law available for public inspection in the Town Clerk’s office, and on the Town’s website, following the adoption of this Resolution and until the Public Hearing is closed.”

Resolution 457-2024 A motion was made by Councilmember Noonan and seconded by Councilmember Donohue to accept the resolution as read.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Absent

Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0.

MOREAU COMMUNITY CENTER BINGO LICENSE

Resolution 458-2024 A motion was made by Councilmember Donohue and seconded by Councilmember Noonan to authorize the Supervisor to sign the Moreau Community Center bingo license application.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Absent
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0.

PUBLIC COMMENTS

Bill Ramsey said he wanted to thank the Board, Councilmembers Donohue and Stewart for their help with the first annual tree lighting event, and discussed some plans he had for additions in the future. Councilmembers Donohue and Noonan thanked Bill for putting the event together. Councilmember Donohue said the event was well attended despite very cold, windy conditions. He also said the South Glens Falls Chamber of Commerce had been a significant support of the event, that he would like to see the event grow, and to have the Town more involved in the future. Supervisor Fish said it was a very nice event with lots of people and a visit from Santa and Mrs. Claus. Councilmember Killian said he had been asked about it by people in other towns, like Queensbury.

Tom Masso said there had been an article in the *Times Union* on December 8 covering Saratoga Biochar in Moreau. He said there had been some new information at the end, that Ray Apy of Saratoga Biochar said he was looking for a smaller scale project near sewer processing, and that the company would not appeal the NYS Department of Environmental Conservation decision on their permits. Mr. Masso said that, contrary to the statement in the article, Saratoga Biochar had filed an appeal on December 4. He said this was another occasion when Saratoga Biochar representatives have intentionally misled the media. An administrative proceeding date was yet to be determined, he said, and public hearings would be held. He added that he felt it was unlikely an appeal would be granted outright.

Mr. Masso cited an article by Alex Portal in the Post-Star on December 21 that stated that Mr. Apy said he had an obligation to investors, that they were interested in moving on with the project rather than litigation, and that he would perhaps consider implementing a “smaller R&D-scale project” that would address NYSDEC concerns “perhaps” elsewhere. Mr. Masso asked who the investor may be, and posited that Casella may be the investor. He said that they are a \$1.25 billion company, and that \$1 million in legal fees would be insignificant to them. He said they could not appeal the NYSDEC decision while at the same time saying they have another location for the project. He said the adjudicatory proceeding is related to the Saratoga Biochar project in the Moreau Industrial Park only, to, and that legal action related to the Moreau Industrial Park. Mr. Masso continued, saying it could turn out that the judge reviews the information and expert opinion and denies a hearing based on lack of evidence, or they can have the hearing and deny the request from Saratoga Biochar, and in both cases Saratoga Biochar can sue NYSDEC. He said it was also a possibility that they approve the request. He indicated that he thought it more likely to try to get a small R&D project in the Moreau Industrial Park approved by the NYSDEC instead. He said he didn’t have any idea how likely this would be. Mr. Masso said the proposed zoning changes

address many issues, including cannabis, and incoming and existing companies and residents need clarity. He said the updated code would provide that clarity, and asked the Board to move on finalizing the code.

Maureen Dennis said she had searched the Town website for a final resolution related to Saratoga Biochar and was only able to find a draft under the Planning Board agenda which referenced a letter from former Water Superintendent Mike Mooney stating that County sewer district approval would be required. She said they never had that approval, and that they had presented a letter from the City of Glens Falls saying Town of Moreau approval or acceptance was needed. She also cited what she believed was Local Law 92 which referenced certain components of effluence not being allowed from outside the Town. She said she believed former Town attorney Buettner told the Planning Board or others that it would be okay, but she said it was not okay if you read the Town law. Ms. Dennis went on, saying there's another local law that says if you do not break ground within one year of approval, the project has to go back before the Planning Board.

On another topic, Ms. Dennis asked if new sewer rates had been published for 2025, because the Town has a budget. Supervisor Fish said the Town has a figure they know is what it will cost to run the sewer district. He said they were in the finalization process at that time, that packets would be made up and meetings held. Ms. Dennis said that the sewer rate document on the water page of the Town website says it was adopted by resolution 2022-360, December 13, 2022. She said those rates were not the rates adopted at that Board meeting. She quoted the language of the resolution, "The 2023 Water Rates will stay the same as they were in 2022, and the 2023 Sewer Rates will match what is in The Map, Plan, and Report for Sewer District No. 1, Extension 5." She said the Map, Plan, and Report is based on usage. She said it also had an "ad valorem" rate based on assessed value.

She continued, saying she doesn't understand why Schermerhorn properties are being charged based on EDU. She said the local law passed 6/14/22, paragraph 11571, says the calculation will be made based on water that flows through the meter. Supervisor Fish said he had asked that question of the water clerk, and she stated that those rates are what she had been instructed to charge. Ms. Dennis said that the Board has to establish a budget for the following year, and that any resolution to establish sewer rates must be published 7 days in advance of any hearing or meeting. Supervisor Fish said that once a decision is reached on what the Board wants to do, they would hold a public hearing.

Ms. Dennis mentioned a \$3,000 capacity fee recently introduced, allowing new people to buy into sewer district 1 extension 5, and asked when and where that fee had been published. Supervisor Fish said he believed they had held a public hearing on that subject. Ms. Dennis said there had not been a hearing but a resolution, and that she had checked the *Chronicle* and *Post-Star* but didn't see any notices. Town Clerk Trombley stated that the *Saratogian* is the alternate publication established by the Town Board in the organizational meeting of 2024, and that due to the required legal timelines, and the irregular print schedule of the *Post-Star*, often the *Saratogian* is the only way to get a notice published in time. She asked if legal notices should be published on the Town website. The Town Clerk said it should. Ms. Dennis said she didn't find a notice of this capacity fee. She questioned if the *Saratogian* was in general circulation in the Town, could she buy one at Stewart's. Several people responded in the affirmative. Attorney Bruening said he would go back and review the documents.

COMMITTEE REPORTS

Transfer Station

Councilmember Donohue said that beginning January 2, 2025 the Transfer Station would be accepting electronics recycling. The service is for Town residents only, he said and that signs would be posted. He thanked Confidential Secretary Bennett and Highway Superintendent Abrams for helping bring this to fruition.

SUPERVISOR'S ITEMS

Grants

Supervisor Fish stated that in the 8 months since Building, Planning and Development (BPD) Coordinator Westfall came to the Town, he had acquired \$328,558 in grants, including, most recently, \$205,000 for engineering on Recreation Park roads. He thanked Mr. Westfall for his terrific efforts. Councilmember Donohue said every time he talks to Josh, he has another idea for funding they can explore. Supervisor Fish said a grant had been written for \$1 million for sewer, and another for \$151,000 for a salt shed, which they were waiting to hear back on.

Proposed Local Law No. 3 of 2025

The Supervisor said with recent questions raised about cannabis regulation in the Town since the summer, the Board had instructed Town attorneys to draft a moratorium on certain cannabis facilities in the Town. He said a 9-month moratorium would give more time for thorough investigation into the regulations and to consider what will be best for the long-term in the Town. A public hearing was being scheduled for the Town Board meeting on January 14, he said, and asked the Town Clerk to read a prepared resolution. She read:

“**WHEREAS**, the Town Board is considering the adoption of proposed Local Law No. 3 of 2025 entitled, ‘Establishing a Moratorium on Certain Cannabis Facilities in the Town of Moreau,’ and

WHEREAS, adoption of this Local Law is authorized by New York Municipal Home Rule Law § 10; and

WHEREAS, the Town Board is required to hold a Public Hearing prior to the adoption of such Local Law; and

NOW, THEREFORE, BE IT

RESOLVED, that such Local Law is a Type II action under the State Environmental Quality Review Act for which no further review is required, and be it

FURTHER RESOLVED, that the Moreau Town Board shall meet and hold a public hearing beginning at the Moreau Town Hall, 351 Reynolds Road, Moreau, New York 12828, beginning at 7:03 p.m. on Tuesday, January 14, 2025 to hear all interested persons and take any necessary action provided by law concerning proposed Local Law No. 3 of 2025, and be it

FURTHER RESOLVED, that the Town Board further authorizes and directs the Town Clerk to provide notice and/or referrals regarding the proposed Local Law as may be required by State and Local Laws, including notice and referral to the Town of Moreau Planning Board, and the Saratoga County Planning Board; and be it

FURTHER RESOLVED, that the Town Board authorizes and directs the Moreau Town Clerk to publish and post a Notice of Public Hearing concerning proposed Local Law No. 3 of 2025 in the manner provided by law and to make a copy of the proposed Local Law available for public inspection in the Town Clerk’s office, and on the Town’s website, following the adoption of this Resolution and until the Public Hearing is closed.”

Resolution 459-2024 A motion was made by Councilmember Donohue and seconded by Councilmember Noonan to adopt the resolution as read.

Discussion: Councilmember Noonan said it was a good idea to slow the process down as they consider whether to get into this area. Supervisor Fish said the moratorium would do that, at least for the next growing season.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Absent
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0.

Supervisor Fish wished everyone a merry Christmas and Happy New Year.

Resolution 460-2024 A motion was made by Councilmember Donohue and seconded by Councilmember Killian to adjourn the meeting.

Asked if all were in favor, the responses were as follows:

Councilmember Noonan	Aye
Councilmember Killian	Aye
Councilmember Stewart	Absent
Councilmember Donohue	Aye
Supervisor Fish	Aye

The motion carried 4:0.

The meeting was adjourned at 8:13 p.m.

Respectfully submitted,
Erin Trombley,
Erin Trombley
Town Clerk