

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

PRESENT: John Donohue, Jr. Councilmember
Patrick Killian Councilmember
Mark Stewart Councilmember
Jesse A. Fish, Jr. Supervisor

ALSO PRESENT: Erin Trombley Town Clerk
Glen Bruening Town Counsel
Josh Westfall Building, Planning and Development (BPD) Coordinator
Elizabeth Bennett Supervisor's Confidential Secretary

OTHERS PRESENT: Nick Schepp (Renua Solar); Dave Byrne (Renua Solar); Michelle DelSignore; Richie Wiltshire; Connor Reale; Jeremy Ruaklasy; Maureen Dennis (Schermerhorn Real Estate Holdings), Alex Portal (Post-Star)

FUTURE MEETINGS & EVENTS

Supervisor Fish said there were no scheduled upcoming meetings, and said the Memorial Day Parade would be Friday, May 23, at 6:00 p.m.

PUBLIC COMMENT PERIOD

No comments were made.

APPROVAL OF MINUTES

The Supervisor asked the Clerk to read a prepared resolution. She read:

“Be it resolved that the Town Board accepts and approves the minutes for the month-end audit meeting on April 29, 2025 as submitted.”

Resolution 204-2025 A motion was made by Councilmember Donohue, seconded by Councilmember Stewart to accept the resolution as read.

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

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

The motion carried 4:0.

The Town Clerk read:

“Be it resolved that the Town Board accepts and approves the minutes from the regular Town Board meeting on April 29, 2025 as submitted.”

Resolution 205-2025 A motion was made by Councilmember Donohue, seconded by Councilmember Killian to accept the resolution as read.

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

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

The motion carried 4:0.

Supervisor Fish asked the Clerk to read a resolution. She read:

“Be it resolved that the Town Board accepts and approves the minutes for the Special Town Board meeting on May 2, 2025 as submitted.” She also indicated that Councilmembers Noonan and Killian had not been present at that meeting.

Resolution 206-2025 A motion was made by Councilmember Donohue, seconded by Councilmember Stewart to accept the resolution as read.

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

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

The motion carried 4:0.

LIGHTSTAR-RENUA SOLAR PRESENTATIONS

Dave Byrne from Renua energy introduced himself and his colleague Nick Schepp, explaining they were there to present two solar projects to the Board. He said he believed both projects met the intentions of the Town’s solar law. He said the presentations that night were preliminary and that they ultimately hoped to receive solar overlay district, site plan, and special use approvals. He said Renua Energy started 13 years prior and is based out of the Town of Moreau. He said they operated out of an office above his garage before opening a shop in Clifton Park more recently.

He explained that they work with Lightstar, who provides funding for projects such as the ones proposed. He said Lightstar would be present at the next meeting so Messrs. Byrne and Schepp were representing Lightstar at the meeting as well. He said Lightstar develops, builds, owns, and operates approximately 1 gigawatt of solar pipeline in the United States. Mr. Byrne said work on the two projects being presented that night started in 2019. He said milestone payments had been made to utility companies in 2021 and 2022 because they are confident the projects are good in the sense of reduced negative community impact and maximum benefit to the community.

He referenced plans that were before the Board which is said were thorough but not complete because a decommissioning plan was still owed. He said their objective was to make the Board familiar with the projects and answer any initial questions Board members had.

OLD WEST ROAD

Mr. Schepp introduced the Old West Road project, saying it would be the larger of the two at 4.75 megawatts AC and 5.579 megawatts single access tracker system. He explained that the solar array would track the sun

throughout the day and then reset itself at the end of the day. He said there was an access road off Old West Road using and improving an existing farm road. A 7-foot-tall chain link fence will surround the array, he said. There will be six poles, he said, two of which would be owned by the utility company. The utility company will have access to turn the system on or off at the first pole if needed, he said. He continued, explaining that this will be a community solar array, meaning power from this system would enter National Grid's circuits, with a local ability to subscribe to the array which would be credited to the users' bills.

Mr. Schepp said they were working on a response from The New York State Historic Preservation Office (SHPO) related to an archaeological study they were required to perform. He said their archeologist had found nothing of importance on the site during the study. He said they expected a negative declaration from SHPO. He said US Fish & Wildlife and DC Natural Heritage had made negative declarations and the decommission plan was being worked on for this and the Washburn Road site.

Mr. Schepp said that wetlands on the site that are crossed by the access road were determined to be Army Corps wetlands. A determination is expected June 11, he said, as to whether it would remain an Army Corps wetland or whether the NYS Department of Environmental Conservation (NYSDEC) would assume jurisdiction for this and wetlands at Washburn Road.

Councilmember Killian said he did not recall seeing three-phase utility lines along the corridor between the site and Butler Road. The representatives said they would be upgrading the lines for about ½ mile, which is what the utility payments they had made were for. Councilmember Killian asked if the Washburn Road project would contact to this also. Mr. Byrne said this was a different line going to the substation toward Rte. 32.

Councilmember Stewart said it looked like the company had integrated the Town code into their plans as far as setbacks and buffers. He said the project abuts the Northway (I-87) on one side, woods on one side, that billboards were on the South side of the parcel. Mr. Schepp said they had provided summer and winter simulated views for the Board to review. Supervisor Fish asked if the billboards would still be visible. Mr. Schepp said they had been working out an arrangement with the billboard company, and that they would come back to the Board again once it was finalized.

Supervisor Fish asked the Town Clerk to read a prepared resolution. She read:

“Whereas, Lightstar/Renua submitted a solar application to the town, for a 4.75 MW solar project, to be sited at 81 Old West Road;

Whereas the Town Board heard a presentation on the application at the May 13, 2025 Town Board meeting; and

Whereas, the applicant has completed a full EAF for SEQR, the Building, Planning and Development Office generally agrees with the statements within the EAF with some minor modifications needed, and the project would be a Type I action;

Therefore, be it resolved, that the Town Board declares lead agency for the proposed Lightstar/Renua, pursuant to SEQRA, and will begin coordinated review.”

Discussion: Councilmember Stewart asked if the type 1 classification could be determined without a determination from the NYSDEC. BPD Coordinator Westfall said it could because the project would be over the size threshold. Councilmember Killian asked if the area in question was under 1/10th of an acre. Mr. Schepp said the area under consideration is not the total wetlands but the area of disturbance within it. He continued, saying arrays of this size are almost always a type 1 action. Mr. Byrne said there was no significant land clearing, and added that Guy Swears is the owner of the property in question, and the owner of the Washburn Road property is Chris Barden.

Resolution 207-2025 A motion was made by Councilmember Stewart, seconded by Councilmember Donohue to accept the resolution as read.

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

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

The motion carried 4:0.

WASHBURN ROAD

Mr. Schepp said the access road to the Washburn Road property would be on the West side on an existing road with improvements. As with the Old West Road connection, the first two poles would be utility-owned and the rest would be customer-owned. Mr. Byrne said the property is bordered by the Northway (I-87) on the East, and a horse farm to the North. He said they and Mr. Barden have the support of the owners of that farm as well. South of the property is a transfer station, and a tree line is to the West, he said, which would screen most of the visual impact. He said the array would be most visible from the Barden home on the property, and that the property owner and Mr. Byrne had planted fruit trees along that ridge line. Mr. Schepp said a 7-foot-tall chain link fence would be erected around the perimeter of the array, and that they were awaiting SHPO and NYSDEC reports. Another set of more detailed plans would be submitted for both sites in the near future, he said. Mr. Schepp added that this site is slightly smaller than the other, with 4 MW AC and 4.545 DC power. Mr. Byrne said this was a NYSDEC site that was closed out about 15 years prior.

Supervisor Fish asked the Town Clerk to read a prepared resolution. She read:

“Whereas, Lightstar/Renua submitted a solar application to the town, for a 4 MW solar project, to be sited at 148 Washburn Road; and

Whereas the Town Board heard a presentation on the application at the May 13, 2025 Town Board meeting; and

Whereas, the applicant has completed a full EAF for SEQR, the Building, Planning and Development Office generally agrees with the statements within the EAF with some minor modifications needed, and the project would be a Type I action;

Therefore, be it resolved, that the Town Board declares lead agency for the proposed Lightstar/Renua, pursuant to SEQRA, and will begin coordinated review.”

Resolution 208-2025 A motion was made by Councilmember Stewart, seconded by Councilmember Donohue to accept the resolution as read.

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

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

The motion carried 4:0.

OLD BUSINESS

Hilton, Marine, Meadow Drive Drainage Update

Supervisor Fish said he had received a call that afternoon from Kenyon, the company that lines pipes, to say they would be on site May 14 at Meadow Drive to camera the end of the cul-de-sac to the first section of collapsed pipe to verify the pipe's condition for lining. He said Kubricky would be moving equipment back in to drill well points to drain the water so they can fix the first section of broken pipe, and that homeowners had been notified. He said he would inform anyone when there is new information to report.

Councilmember Stewart asked Attorney Bruening if there was information to report on the drainage district and possible ways to fund the draining repairs. Counsel said he was not up to speed on this and suggested BPS Coordinator Westfall may have additional information, but said they did have confirmation that the district was formed and a tax was collected for one year, but then it was dropped, even from tax bills. No line remained on bills, not even for \$0, he said. Councilmember Stewart asked if there was anything to suggest the district was ever dissolved. He said the Town had been working on it for over a month with no actual answer about how it would be paid for. Counsel said there are some legal options before the Board: 1) to stay with the district as it was originally composed, though he said the number of homes benefitted by the drainage district is likely higher; 2) consider expanding the district to encompass the newer homes that benefit from the district; 3) dissolve the district and absorb the cost. He said BPD Coordinator Westfall and the Town engineer can be asked to run the numbers and see which made the most sense. He said currently the Town is legally bound to charge the members who benefit from the existing district.

Councilmember Stewart said the Board needs direction to decide which way to go so they can inform the residents. Supervisor Fish said he didn't think the cost could be absorbed by the whole town because the drainage district doesn't benefit all the Town's residents. Councilmember Stewart said the benefit area is small, similar to the sewer lines, benefiting at most a few hundred homes, and this expense will be hundreds of thousands of dollars. He asked if financing options had been explored. Supervisor Fish said they had been looking into various financing options. Councilmember Killian asked Counsel if he had seen a district like this dissolved before. Attorney Bruening said he had, and said that instances where a Town absorbs a cost that benefits only a few residents are fairly common, giving paving and maintenance on roads used only by limited numbers of residents as an example. He said many Towns do opt to create districts for this type of infrastructure, but he said it is easier to collect revenue when incorporated into the Town's budget.

Councilmember Stewart said they need to make a plan and develop the budget for it. Councilmember Killian agreed. Councilmember Donohue said the district had to have been registered with NY State, and asked if record of it could be found. Confidential Secretary Bennett said the Town has obtained it and has a map. The Councilmember said there should have been language included about maintenance. Supervisor Fish said when the district was formed, one Councilmember said the Town was going to contribute \$4,000 and that was all. Councilmember Donohue said that Councilmember had been his father. Supervisor Fish said when you look at the map, residents on both side of the road benefit from the drainage, but the district only includes the houses on one side. He said they need to look into that. Councilmember Stewart said that is what he was asking about initially, and urged the Board to get the financing info so they can move one way or the other, and see if there was a way for the Town to pay for the project and offer 0% financing to the homeowners in the district if the district is not dissolved.

Richard Sears Tree Contract

Supervisor Fish said the Sears tree contract was previously passed but a change was needed because the contract had not been drawn up. He asked the Town Clerk to read a prepared resolution. She read:

“Be it resolved that the Town Board authorizes Richard Sears to complete tree work in the Town, as per the quote approved at the September 24, 2024 Town Board meeting.”

Resolution 209-2025 A motion was made by Councilmember Stewart, seconded by Councilmember Donohue to accept the resolution as read.

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

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

The motion carried 4:0.

BUILDING, PLANNING AND DEVELOPMENT OFFICE

NYS SUPREME COURT PROPERTY REFERRALS

The Supervisor asked BPD Coordinator Westfall and Attorney Bruening if they wanted to provide additional information about these property referrals. Mr. Westfall said these properties have been problematic for a couple of years. He said he hoped to remedy the situation through the referrals. Many attempts have been made to contact property owners for each one, he said. Some refuse to speak to the Town, some are unreachable. He explained further that the court can order the property cleaned up and the Town can hire people to complete the work. The Supervisor asked if the Town could recoup the expenses, to which Mr. Westfall replied that each property would be different but it was likely. Attorney Bruening said the Town can ask the court to add the expenses to a lien on the property, or sometimes a settlement may be reached. He said if there is no one to engage with, they can ask the court for a determination. Town costs and attorney’s fees would be included in a lien. He said the Town code does not have a provision allowing for remediation of unsafe buildings that would allow these expenses to be levied onto taxes as with other unpaid taxes, so the referral to the NYS Supreme Court can provide this relief.

Councilmember Stewart said he remembers a time when a resolution was passed making it possible to clean up a property and add the cost to the property taxes without going to the Supreme Court. Counsel said he did not know about this. Confidential Secretary Bennett said it was before Attorney Bruening was hired. The Councilmember asked if there was a reason to pay to go before the Supreme Court. Attorney Bruening said it was a good question and said there were always two options: 1) to go before the Town Court, who can enforce local laws and set financial penalties, but which cannot give other relief to the Town, or 2) to go before the state Supreme Court when there is no hope of remedy with owners locally. Counsel said five out of six cases brought before the Town Court had success including financial reimbursement on three of them. He said if you include the property that was surrendered to the Town in exchange for forgiveness for back taxes and other expenses, the Town had recovered almost double what it spent on these cases. Councilmember Stewart asked Mr. Westfall if there were owners who would work with the Town on a remedy. Mr. Westfall responded that two have no contact, one is possible. He continued, saying he was looking for authorization for all three in case it was needed. Counsel said the Town does not have the authority to complete work and then bill people for it or require repayment.

The Town Clerk read the following resolution:

“Be it resolved that the Town Board authorizes the Building, Planning and Development office to work with the Town’s Attorney to refer the following three properties, in the Town of Moreau, to the Supreme Court, Saratoga County, for action related to ongoing code violations:

81 Harrison Avenue
108 Redmond Road
18 Park Drive.”

Resolution 210-2025 A motion was made by Councilmember Stewart, seconded by Councilmember Donohue to accept the resolution as read.

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

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

The motion carried 4:0.

RECREATION PARK ENGINEERING PROPOSAL

Supervisor Fish said a revised proposal for Recreation Park engineering had been received, and he invited Mr. Westfall to provide information about it. BPD Coordinator Westfall said that in the previous version of the plan an exception had been included for attending Town public meetings. The engineers agreed to strike that provision and would be happy to attend to answer questions.

“WHEREAS, the Town of Moreau was awarded a NYS Parks Planning Grant by the Office of Parks, Recreation and Historic Preservation for a project up to \$273,545; and

WHEREAS, the OPRHP grant is a 75:25 reimbursable grant to be used for funding the engineering of trails and a new entrance to the Harry J. Betar Recreation Park, from Fort Edward Road, on generally underdeveloped parcels; and

WHEREAS, the New York State Office of Parks, Recreation and Historic Preservation has approved the submitted proposal from MJ Engineering for the project;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board authorizes the Supervisor to execute the MJ Engineering proposal for improvements at the Harry J. Betar Recreation Park, dated January 22, 2025; and

BE IT FURTHER RESOLVED, that the Town Board authorizes an expenditure not to exceed \$227,200, pending notice of permissive referendum, to be paid from account HT7180.4, the Town Wide Recreation Capital Reserve Fund, which will include a reimbursable amount of \$170,400 and the Town’s contribution of \$56,800.”

Resolution 211-2025 A motion was made by Councilmember Stewart, seconded by Councilmember Donohue to accept the resolution as read.

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

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

The motion carried 4:0.

RECREATION DEPARTMENT

STAFF REHIRES

Resolution 212-2025 A motion was made by Councilmember Stewart, seconded by Councilmember Killian to rehire Bill Noonan and Dylan Keech as part-time seasonal Recreation Department laborers, at the rate established in the Town budget.

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

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

The motion carried 4:0.

NEW HIRES

Resolution 213-2025 A motion was made by Councilmember Donohue, seconded by Councilmember Stewart to hire Logan Powhida as a part-time seasonal Recreation Department laborer at a rate of \$15.50 per hour, pending the successful completion of a background check and a pre-employment physical.

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

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

The motion carried 4:0.**TRANSFER STATION**

Supervisor Fish said the Transfer Station was looking for an extra person to work a few hours a week.

Resolution 214-2025 A motion was made by Councilmember Stewart, seconded by Councilmember Donohue to authorize Shawn Weller to work as a Transfer Station Laborer, at a rate of \$15.50 per hour, as needed, determined by the Transfer Station Working Manager and further resolved that Mr. Weller's combined Town hours each week shall not exceed part-time status.

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

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

The motion carried 4:0.

PLANNING BOARD ALTERNATE

The Supervisor asked the Town Clerk to read a prepared resolution. She read:

“Be it resolved that the Town Board appoints Ed Potter as an alternate member of the Town Planning Board, effective immediately, for a term which will expire on December 31, 2028.”

Resolution 215-2025 A motion was made by Councilmember Donohue, seconded by Councilmember Killian to accept the resolution as read.

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

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

The motion carried 3:0.

INSURANCE RENEWAL

Supervisor Fish said that at the last meeting he was authorized to sign an agreement for insurance based on quotes received and the recommendation of the broker. He asked if any Board member wished to comment. Councilmember Stewart said the Town would be getting better coverage in some areas and for a lower price. The Supervisor asked Town Clerk Trombley to read the prepared resolution. She read:

“Be it resolved that the Town Board authorizes a change in carriers for the Town’s Liability Insurance to Selective, with an annual premium of \$123,250.90.”

Resolution 216-2025 A motion was made by Councilmember Stewart, seconded by Councilmember Donohue to accept the resolution as read.

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

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

The motion carried 4:0.

DEPARTMENT MONTHLY REPORTS

The Supervisor asked the Town Clerk to read the following resolution:

“Be it resolved that the Town Board accepts monthly reports from the following departments: Assessor’s Office; Building, Planning and Development; Dog Control Officer; Highway; Recreation; Transfer Station; Town Clerk.”

Resolution 217-2025 A motion was made by Councilmember Stewart, seconded by Councilmember Donohue to accept the resolution as read.

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

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

The motion carried 4:0.

PUBLIC COMMENT PERIOD

Connor Reale addressed the Board, saying he had bought property off Spier Falls Road 2-3 years ago and that his wife was 8 months pregnant. He asked what the Town Board was going to do about the crop growing at the cannabis farm that had been the source of foul odors the prior autumn. Supervisor Fish said there was a moratorium on growing cannabis. Mr. Reale said there was a whole pot farm 400 feet from his back yard. Confidential Secretary Bennett asked if he was referring to the same location, to which he responded that he was. Ms. Bennett said it was a cover crop, and BPD Coordinator said they had seeded the cover crop the previous year to prevent erosion. Councilmember Stewart said cannabis growing is not legal under the moratorium and said they would look into this. Mr. Reale said he was trying to protect his new child in advance. Councilmember Stewart said the moratorium wasn't in place the prior year, and that the Board had received bad information, and tried to work with the New York State Office of Cannabis Management gathered information in preparation for the moratorium. Supervisor Fish asked Mr. Westfall if there had been any permits issued for growing. Mr. Westfall said there had not, that an anti-erosion cover crop had been planted. Mr. Reale brought photos and said there were trucks driving through there all the time. He asked what would happen when the smell arises. Multiple Board members said they would look into it.

Michelle DeSignore said she was inquiring about the drainage issue again in the vicinity of Marine Drive. She said she had read the minutes from the last Board meeting and about the financial situation. She said she had already sustained large expenses as a result of the damaged pipe. If there was already a drainage district, she asked, was a drainage Board ever assembled. The Town Board had handled it directly, the Supervisor said. Ms. DeSignore asked what the original plan was for maintenance, because, she asserted, if it had been maintained the flooding situation she experienced wouldn't have happened. She said two more developments built in the 2000's are impacting the situation.

Maureen Dennis started her remarks by saying that when there was a water issue near her house under a State road in Hoosick Falls, the homeowners were charged for the repair work. She turned the topic to the April 8, 2025 Board discussion about an outside user agreement. She said in 2019 the Grove had been approved, and 112 Harrison was approved in 2021, which she said should have been grandfathered in before local law 115 was passed, banning outside user agreements. She then referenced Local Law 4 of 2025 which repealed the previous law. She asked where and when she could anticipate an outside user for the Grove and 112 Harrison Ave because they want to build. She said permits were filed in September but they had not heard anything yet. She said a stop work order had been issued on February 11, 2022, and on April 8, 2025 discussion and action on the outside user agreement was tabled and it has not come back to the agenda since. She asked for an update on these issues.

Supervisor Fish said the permits on the Grove had expired on January 31 after being approved in 2019. He said the outside user agreement was not ready yet, but close, and he said he'd like it done before the end of the month. Ms. Dennis said she had drafted outside user agreements to submit a new application the prior fall based on a boilerplate document from the Arrowhead development. Councilmember Stewart said Ms. Dennis would have a legitimate argument to make that the buy-in rate they had been approved for in 2019 ended, and they had to stop work through no fault of their own. Ms. Dennis said she hoped the rate could be grandfathered. Supervisor Fish said that had been discussed with Counsel in his office previously. Councilmember Stewart said it would take Board action to grandfather the rate. Ms. Dennis said she had emailed the Board to inquire about

the issue on December 6, prior to the new rate being passed, but she said she received no response. Councilmember Stewart indicated his agreement to grandfather the rate, but said he was clarifying the process to do it. Ms. Dennis said she is asking because material costs keep rising. Councilmember Stewart said it sounded like the agreement could be ready for the next meeting.

Supervisor Fish said there was also an issue with the NYSDEC not allowing construction until the Bluebird Road pump station is upgraded. He said the pump is in, being set up, and that he hoped the upgrade would be done by the end of June. Ms. Dennis said that had been item 9 on an October 2019 letter. She asked if the meter was ever repaired on the Wilton pump station. The Supervisor said it had been.

COMMITTEE REPORTS

RECREATION

Councilmember Stewart recapped a resolution made at the May 2 special Town Board meeting which authorized the expenditure of up to \$10,000 from the restricted recreation fund for a new set of aluminum bleachers for the Recreation Park. At that time he said they had not received their prices but approved a sum in hopes of advancing the required 30-day permissive referendum so they could order the item sooner. He said the three quotes they received were all under the amount in the resolution. He said he wanted to move to pay the vendor with the actual amount in this meeting, and that he hoped that since the actual amount was less than what was passed in the May 2 meeting, a notice of permissive referendum being published based on that resolution was okay. Supervisor Fish said it was already approved. Councilmember Stewart said they didn't approve the purchase with the vendor.

Confidential Secretary Bennett asked if the Town Clerk had published the notice of permissive referendum. Town Clerk Trombley replied that the wording of the resolution was that it was pending Counsel approval, and that it would be published May 14 because she had checked with Attorney Bruening. Ms. Bennett asked if the notice did not have the vendor quote information in it, and then said it would have to be reposted. Councilmember Stewart said the previous resolution (Resolution 201-2025) had been general and quotes were not in yet, but they had recently purchased some bleachers, and they were under \$10,000. He directed a question to Attorney Bruening as to whether the item needed to be reposted and the time of the permissive referendum re-started. Ms. Bennett also asked Counsel if they wanted to approve the actual quote and vendor then the notice would it have to be reposted. The Town Clerk said the notice which was being published was worded to mirror Resolution 201-2025, which is that they passed a resolution authorizing the purchase of a set of bleachers for the recreation park for an amount not to exceed \$10,000 from the restricted recreation account subject to permissive referendum.

Councilmember Stewart said based upon the procurement policy, he had to obtain the three quotes, and identify the preferred vendor, which he had. Based on the quotes and recommendation of the Recreation Director the Councilmember recommended Park & Facilities out of West Palm Beach, FL for a 5-row bleacher in the amount of \$7,551.34 including shipping. Counsel said he did not know if it was required that they re-notice the permissive referendum, and he first wanted to check to see if the vendor needs to be identified in the notice. He said if it does not, the published notice would suffice. He said if they give the option to only re-notice if needed, then the issue could be settled the next day. Councilmember Stewart said in the past they had done it this way, and he had purchased items with an expenditure cap, but it had been for Kubota which was a sole source purchase.

Resolution 218-2025 A motion was made by Councilmember Stewart, seconded by Councilmember Donohue to approve the purchase of 5-row bleachers from Park & Facilities in the amount of \$7,551.34 from account HT7180.4, Townwide Recreation Capital Project Fund, to be posted for permissive referendum May 14, 2025 if needed.

The Supervisor called for a roll call vote, the results of which were:

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

The motion carried 4:0.

Councilmember Stewart said BOCES was doing an outstanding job at the Recreation Park clearing out the area behind fields 2 & 3 with bulldozers and front loaders, and there was a backup plan for removing the rest of the debris if needed.

TRANSFER STATION

Councilmember Donohue said there had been an electronics recycling day April 22 that had been open to residents as well as people from other towns. He said the event had been very successful, despite rainy weather.

RECREATION, CONT.

Councilmember Donohue also said the new equipment that had been approved for the Recreation Park was being ordered and he said he was looking forward to seeing the new equipment down at the park.

TECHNOLOGY

Councilmember Killian reported on the 90” screen he had been researching for the Board room. He said it would be used for anyone making any type of PowerPoint or other kinds of visual presentations, and that the single quote he had received was for an Android, Apple, and Microsoft compatible unit from BestBuy. He said he had also looked at some computer monitors for the Building, Planning and Development Department, but he was finding it difficult to get quotes. He said the single quote he had was from BestBuy again, which was the only one he said was qualified to run the software with HDMI cables, fiber, and sound bars. He said they had to be careful, and though the Building Department or Rec. Department can install some of the things, they cannot install everything due to the software being used. He said if they get additional quotes, they have to ensure the vendors are qualified. Councilmember Stewart said if Councilmember Killian had reached out to two additional vendors, that met the procurement policy even if they did not submit quotes. Councilmember Stewart said if Councilmember Killian had worked with the Supervisor’s office to identify the account to pay for the items, he would be prepared to support the items when Councilmember Killian is ready to make a recommendation.

SUPERVISOR’S ITEMS

None.

EXECUTIVE SESSION

Resolution 219-2025 A motion was made by Councilmember Stewart, seconded by Councilmember Donohue to enter into Executive Session for the purpose of discussing the employment history or matters leading to the appointment, employment, discipline, suspension, or removal of a particular person.

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

| | |
|-----------------------|--------|
| Councilmember Donohue | Aye |
| Councilmember Killian | Aye |
| Councilmember Noonan | Absent |

A regular of the Town Board of the Town of Moreau was held at 7:00 p.m. on May 13, 2025 at the Moreau Municipal Building, 351 Reynolds Road, Moreau, Saratoga County, New York.

| | |
|-----------------------|-----|
| Councilmember Stewart | Aye |
| Supervisor Fish | Aye |

The motion carried 4:0. The Board entered Executive Session at 8:14 p.m.
Executive session ended at 8:24 p.m. with no action having been taken.

ADJOURNMENT

Resolution 220-2025 A motion was made by Councilmember Donohue, seconded by Councilmember Killian to adjourn the meeting.

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

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

The motion carried 4:0. The meeting was adjourned at 8:24 p.m.

Respectfully submitted,
Erin Trembley
Erin Trembley, Town Clerk

Resolution numbers revised 6-2026