

A regular meeting of the Town Board of the Town of Moreau was held on March 25, 2014 in the Town of Moreau Municipal Building located at 351 Reynolds Road, Moreau, New York.

Supervisor Jenkins called the meeting to order at 7:00 p.m.

The Town Clerk called the roll.

Town Board Members Present

Robert J. Vittengl, Jr.	Councilman
Bob Prendergast	Councilman
Gina LeClair	Councilwoman
Todd Kusnierz	Councilman (Arrived at 7:08 p.m.)
Preston L. Jenkins, Jr.	Supervisor

Town Board Members Absent

None

Also Present: Jeanne Fleury, Town Clerk; Malcolm O'Hara, Attorney for the Town; Paul Joseph, Highway Superintendent; Jesse Fish, Water Superintendent; Peggy Jenkins, Assessor; Town Residents: Mike Winkelman and Ryan Winkelman, John Telisky; Reed Antis, Town Resident and Planning Board Member

Supervisor Jenkins led the Pledge of Allegiance.

Supervisor Jenkins welcomed everyone to the meeting and asked everyone to turn off or silence all electronic devices.

MINUTES

The minutes dated February 25th (2 Sets), March 6th and March 11th were prepared and distributed to the Town Board in advance of the meeting for their review, comment, correction and approval.

MINUTES – FEBRUARY 25, 2014 – MONTH-END AUDIT METING 6:30 P.M.

No comment or corrections.

MINUTES – FEBRUARY 25, 2014 – REGULAR TOWN BOARD MEETING 7:00 P.M.

No comments or corrections.

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl to approve both sets of minutes dated February 25th as prepared.

Roll call vote resulted as follows:

Councilman Prendergast	Yes
Councilman Vittengl	Yes
Councilwoman LeClair	Abstain
Councilman Kusnierz	Absent
Supervisor Jenkins	Yes

MINUTES – MARCH 6, 2014 – SPECIAL TOWN BOARD MEETING TO INTERVIEW APPLICATIONS FOR FT LABORER POSITION IN WATER DEPARTMENT

No comments or corrections.

A regular meeting of the Town Board of the Town of Moreau was held on March 25, 2014 in the Town of Moreau Municipal Building located at 351 Reynolds Road, Moreau, New York.

MINUTES – MARCH 11, 2014 – REGULAR TOWN BOARD MEETING

No comments or corrections.

A motion was made by Councilwoman LeClair and seconded by Councilman Vittengl to approve the minutes dated March 6th and March 11th as prepared.

Roll call vote resulted as follows:

Councilwoman LeClair	Yes
Councilman Vittengl	Yes
Councilman Prendergast	Abstain
Councilman Kusnierz	Absent
Supervisor Jenkins	Yes

MEETINGS/WORKSHOPS SCHEDULED

There were no meetings/workshops scheduled.

Supervisor Jenkins did mention that the Town Board Members who haven't submitted their comments about the Sign Law to Joe Patricke should do so as soon as possible so a meeting can be scheduled on the Sign Law.

15 MINUTE PUBLIC COMMENT PERIOD

Reed Antis asked Councilman Vittengl to update him on the sandbar beach building.

Councilman Vittengl advised that nothing has been accomplished since the last Town Board Meeting.

Reed Antis asked if it would be done in time for the opening of the beach in June.

Councilwoman LeClair said she was going to meet with Tim Johnston, Maintenance Director, tomorrow about interviewing applicants for the laborer's position and Tim is the person who also met with the Village of South Glens Falls and he was supposed to check the structure of the building.

Reed Antis said there doesn't seem to be any teamwork with this project.

Councilwoman LeClair said they try to, but in this case "Bob" isn't available tomorrow and she is and Tim Johnston is and Tim works three different jobs.

Reed Antis asked if the Board met with the Moreau Emergency Squad yet.

Councilwoman LeClair replied, Thursday night.

Supervisor Jenkins said at least two Board Members will be present Thursday night and two staff members from the Squad.

Reed Antis asked what the course of action will be if the issues that have been a concern are found to be true.

Supervisor Jenkins stated that depending on what is found the reaction could be different in many ways. He said the Town Board has no authority over the Moreau Emergency Squad. If there is a problem found and the Squad does not want to correct it then the Town Board could decide whether or not they want to continue funding them.

A regular meeting of the Town Board of the Town of Moreau was held on March 25, 2014 in the Town of Moreau Municipal Building located at 351 Reynolds Road, Moreau, New York.

Reed Antis asked about the bikeway project.

Councilman Vittengl replied that it is an agenda item.

HIGHWAY DEPARTMENT REQUESTS

The Highway Superintendent requested permission to purchase 100 gallons of Kendall Hyken 052 10w 20 hydraulic oil from Farrell Oil Co. at a cost of \$1,129.00 out of account DB5130.492 that had a balance of \$35,485.40 as of 3/3/14.

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl authorizing the purchase of 100 gallons of Kendall Hyken 052 10w 20 hydraulic oil from Farrell Oil Co. at a cost not to exceed \$1,129.00.

Roll call vote resulted as follows:

Councilman Prendergast	Yes
Councilman Vittengl	Yes
Councilwoman LeClair	Yes
Councilman Kusnierz	Absent
Supervisor Jenkins	Yes

The Highway Superintendent requested permission to purchase 125 gallons of Kendall Super-D xa (Ti) 15w 40 Synthetic Blend Oil from Farrell Oil Co. at a cost of \$1,531.25 out of account DB5130.492 that had a balance of \$35,485.40 as of 3/3/14.

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl authorizing the purchase of 125 gallons of Kendall Super-D xa (Ti) 15w 40 Synthetic Blend Oil from Farrell Oil Co. at a cost not to exceed \$1,531.25.

Roll call vote resulted as follows:

Councilman Vittengl	Yes
Councilwoman LeClair	Yes
Councilman Prendergast	Yes
Councilman Kusnierz	Yes
Supervisor Jenkins	Yes

The Highway Superintendent submitted a memo to the Town Board outlining the AGFTC 2014-2015 Pavement Preservation Program and asked if the Town Board wanted to participate in this funding opportunity. If so a letter of commitment is required by March 28th and the application has to be submitted by March 31st.

The roads selected by the AGFTC for this program in the Town of Moreau are:

Feeder Dam Road from Tanglewood Drive to Route 9 5,270 feet

80% A/GFTC Program	\$ 88,800
20% Town Cost	<u>\$ 22,200</u>
Total Cost	\$111,000

Reservoir Road from Route 32 to Burt Road 4,100 feet

80% A/GFTC Program	\$102,400
20% Town Cost	<u>\$ 25,600</u>
Total Cost	\$128,000

A regular meeting of the Town Board of the Town of Moreau was held on March 25, 2014 in the Town of Moreau Municipal Building located at 351 Reynolds Road, Moreau, New York.

Total Cost of Preservation Program	\$239,000
Reimbursement from NYS	<u>\$191,200</u>
Final Cost to Town	\$ 47,800

The Town would have to pay the total cost of \$239,000 up front and get reimbursed by NYS resulting in a final total cost to Town of \$47,800.

Paul Joseph said these roads were picked, because the most highly traveled roads were picked.

Councilman Kusnierz asked why the western end of Clark Road wasn't included.

Paul Joseph said the list of eligible roads was compiled by the AGFTC.

Councilman Kusnierz asked how they arrived at that list and Paul Joseph replied traffic volume.

Supervisor Jenkins stated that the upfront money could be borrowed from fund balance until reimbursed by NYS. He said that Paul Joseph was told that our chances are good for the grant.

Councilman Kusnierz asked where the 20% will come from.

Paul Joseph replied that it could be taken out of fund balance or they could cut roads that were budgeted for this year.

A motion was made by Councilman Vittengl and seconded by Councilwoman LeClair authorizing a letter of commitment and the grant to be submitted.

Roll call vote resulted as follows:

Councilman Vittengl	Yes
Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Councilman Prendergast	Yes
Supervisor Jenkins	Yes

National Grid conducted an on-site energy evaluation of the new highway garage and the old highway garage next door off Route 9. The result of the evaluation was that they projected an annual savings to the Town of \$3,334.11 if we upgrade to energy efficient lighting in the two buildings. The cost to upgrade the lighting is \$16,035.52. The Town's share would be \$8,202.01 if paid in one lump sum or \$761.62 a month for 12 months interest free or \$380.81 for 24 months interest free. National Grid will contribute \$6,896.08 towards the upgrade cost.

Discussion followed on how to pay for this. Monthly payments would result in a cost to the Town of \$9,139.44 and if paid in one lump sum the cost would be \$8,202.01. The Board talked about using the contingency fund, but a transfer would be required from contingency. Then Supervisor Jenkins said that could present a problem, because this cost would have to come out of the General Fund and there isn't much money in the General Fund Contingency Account. The Board opted to go with the 24 month payment plan, because then money could be budgeted for next year in the General Fund to make the payments. They would have to remind themselves to address the payments at budget time.

A motion was made by Councilman Vittengl and seconded by Councilman Prendergast authorizing the Supervisor to sign the Terms & Conditions Agreement with National Grid and to select the 24 month payment plan option that would allow the Town to pay \$380.81 a month for installation of energy efficient lighting at the new highway garage building and the old highway garage building next door.

A regular meeting of the Town Board of the Town of Moreau was held on March 25, 2014 in the Town of Moreau Municipal Building located at 351 Reynolds Road, Moreau, New York.

Roll call vote resulted as follows:

Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Councilman Vittengl	Yes
Councilman Kusnierz	Yes
Supervisor Jenkins	Yes

RECREATION DEPARTMENT REQUESTS

None

AUTHORIZE PURCHASE OF PLAYGROUND EQUIPMENT AS DISCUSSED AT LAST MEETING

At the previous meeting the Town Board discussed the purchase of playground equipment. A resolution was passed establishing the capital project, but they never passed a resolution to purchase the equipment.

A motion was made by Councilwoman LeClair and seconded by Councilman Vittengl authorizing the purchase of playground equipment from Miracle at a cost not to exceed \$13,800.

Roll call vote resulted as follows:

Councilwoman LeClair	Yes
Councilman Vittengl	Yes
Councilman Kusnierz	Abstain
Councilman Prendergast	Yes
Supervisor Jenkins	Yes

Councilman Kusnierz abstained, because he said he was not here for the discussion on this.

WATER DEPARTMENT REQUESTS

A pump in the industrial park needs to be repaired. The only cost is labor. It will require three people for one day to fix it. Rozell is the company being recommended by Jesse Fish, Water Superintendent. They will supply one person, Jesse Fish and Earl Ruff will be the 2nd and 3rd person to assist in the repair. Jesse Fish estimated the labor costs to total not more than \$2,000.00. The cost would be paid out of account GI8110.2. Jesse explained what was wrong with the pump.

A motion was made by Councilwoman LeClair and seconded by Councilman Vittengl authorizing the pump to be repaired in the industrial park by Rozell and authorizing the payment of labor costs not to exceed \$2,000.00.

Roll call vote resulted as follows:

Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Councilman Prendergast	Yes
Councilman Vittengl	Yes
Supervisor Jenkins	Yes

Jesse Fish, Water Superintendent, submitted a request to purchase a 2014 Ford F250 4x4 Pickup Truck with 8' box and regular cab from VanBortel Ford through State Contract through the Chautauqua Bid at a cost of \$24,005.54. The cost of the truck would be paid for out of account I8310.2 and GI8310.2. The balance in I8310.2 was \$52,041.00 and the balance in GI8110.2 was \$7,650.00.

A regular meeting of the Town Board of the Town of Moreau was held on March 25, 2014 in the Town of Moreau Municipal Building located at 351 Reynolds Road, Moreau, New York.

Jesse also submitted a request to purchase a utility box for the truck and have it installed and painted. He submitted the following quotes:

T&T Body King, Inc.	\$5,675.00
Arrowhead	\$6,150.00
VanBortel Ford	\$7,500.00 to \$12,000.00 Depending on Box Choice

The recommendation was to purchase it from T&T Body King. The purchase would come out of accounts I8310.2 that had a balance of \$52,041.00 and GI8110.2 that had a balance of \$7,650.00.

Supervisor Jenkins suggested that the Town Board Members review this information for the next meeting.

Jesse Fish submitted quotes for the purchase of six new fire hydrants and parts and six wet taps for the hydrants. Four fire hydrants would be installed on Bluebird Road, one on Myron Road and one on Terry Drive.

The quotes were as follows:

Six New Hydrants and Parts to Install	
The Vellano Corp.	\$24,622.00
Ferguson Waterworks	\$23,923.14
HD Supply	\$27,326.03

Six Wet Taps for Hydrants	
Vellano Utility Services	\$3,000.00
T.K. Flaherty Associates	\$3,900.00
Glenn Davis Valves	\$4,410.00

The purchase of the hydrants and wet taps would be paid out of the fund balance in the Water District 4 Account. The fund balance as of December 31st was \$865,551.00.

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl authorizing the purchase and installation of six new hydrants with parts from Ferguson Waterworks at a cost not to exceed \$23,923.14.

Roll call vote resulted as follows:

Councilman Kusnierz	Yes
Councilwoman LeClair	Yes
Councilman Prendergast	Yes
Councilman Vittengl	Yes
Supervisor Jenkins	Yes

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl authorizing the purchase of six wet taps for the hydrants from Vellano Utility Services at a cost not to exceed \$3,000.00.

Roll call vote resulted as follows:

Councilman Prendergast	Yes
Councilman Vittengl	Yes
Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Supervisor Jenkins	Yes

A regular meeting of the Town Board of the Town of Moreau was held on March 25, 2014 in the Town of Moreau Municipal Building located at 351 Reynolds Road, Moreau, New York.

PROCLAMATION

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl to adopt the following proclamation that was read by the Town Clerk out loud:

WHEREAS, Tom Tracy, is a long-time resident of the Town of Moreau, Saratoga County, New York, and

WHEREAS, Tom Tracy has been a Member of the South Glens Falls Fire Company for the past 60 years during which time he has volunteered his time to serving his community in the ranks of Firefighter, Captain, Assistant Chief and Chief and served on the Board of Directors and as Safety Officer, and

WHEREAS, Tom Tracy was also instrumental in developing the Junior Firefighter program for children and the Apprentice Firefighter program for Students 16 to 18 years of age, a very successful program, and

WHEREAS, Tom Tracy has Chaired the Hudson Mohawk Fireman’s Convention in 2001, the Hudson Valley Volunteer Fireman’s Conventions in 2001 and 2005 and he has been involved in the site selection and parade line up for the Hudson Valley Volunteer Fireman’s Association for many years, and

WHEREAS, there is no doubt that during Tom’s tenure with the South Glens Falls Fire Department he has at times put his life and limb on the line, without giving thought to his own personal safety, to help save others from perilous situations, and

WHEREAS, the South Glens Falls Fire Company is celebrating Tom’s 60 years of service at their Annual Installation Banquet in April 2014, and

WHEREAS, the Town of Moreau Town Board would like to join the South Glens Falls Fire Company in celebrating Tom’s service to the South Glens Falls Fire Company by way of this Proclamation, and

WHEREAS, the Town of Moreau Town Board does hereby honor and thank Tom Tracy for his many years of devotion to his constituents in the Town of Moreau, and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Moreau does hereby proclaim April 2014 as “Tom Tracy Month” in the Town of Moreau.

Roll call vote resulted as follows:

Councilman Prendergast	Yes
Councilman Kusnierz	Yes
Councilwoman LeClair	Yes
Councilman Vittengl	Yes
Supervisor Jenkins	Yes

DISCUSS ADDING HIGHWAY DEPT. TO KOST IT CONTRACT (THEY NEED THREE COMPUTERS)

Supervisor Jenkins stated that the computers in the Highway Department are obsolete due to age and the fact that they have Windows XP on them that will not be supported soon. He has to talk to Kost IT about adding them to our contract and what the cost would be, because it is a separate site and there may be an additional cost to tie them in. The other issue is that it would be a general fund expense. He will come back in two weeks with more information for the Board.

A regular meeting of the Town Board of the Town of Moreau was held on March 25, 2014 in the Town of Moreau Municipal Building located at 351 Reynolds Road, Moreau, New York.

APPRAISALS TOWN'S SURPLUS PROPERTY WILLIAM STREET AND HUDSON STREET

Supervisor Jenkins stated that Peggy Jenkins, Assessor, obtained quotes from three appraisers and they were from Upstate, ESAC and Empire. The lowest quote was from Upstate at \$2,000.00. He said \$1,000.00 would come out of account A1620.404 and \$1,000.00 would come out of A1620.405. The balance in one account is \$1,000.00 and the other account has a balance of \$1,119.30. He said he doesn't anticipate any other expenses coming out of these two line items. He said one is the old highway garage and one is the old Town Hall. He asked for a motion to approve Upstate Appraisals.

A motion was made by Councilman Vittengl and seconded by Councilwoman LeClair to accept the quote from Upstate Appraisals to do an appraisal on the old Town Hall on Hudson Street and the old Highway Garage on William Street at a cost not to exceed \$2,000.00.

Roll call vote resulted as follows:

Councilman Vittengl	Yes
Councilwoman LeClair	Yes
Councilman Prendergast	Yes
Councilman Kusnierz	Yes
Supervisor Jenkins	Yes

ENGINEERING PROPOSALS BIKE WAY

Supervisor Jenkins stated that the Board was provided with a report on the list of Rec. Capital Projects approved and fund balances. He reported that the fund balance in the "Recreation Site Plan" including the money budgeted for scoreboards and playground equipment and concession stand is \$84,800.00. He said: "At the end of 2007 we had \$88,645.00, so we pretty much spent the money we raised in 2008 through this point and we still have roughly \$85,000.00 left in the Town-Wide Recreation Fund. We had a fund balance at the end of last year of \$55,374.00 and we had revenues of \$45,826.00 and we had expenses of \$3,052.00 for the River Front LA Group balance remaining that hasn't been spent, so we have a fund balance of \$97,148.86 plus a little more interest income."

Supervisor Jenkins stated: "We are back to the situation where we have our low price \$7,120.00, we have \$7,400.00 and the other was \$12,000.00 to \$15,000.00. The lowest quote was from Alta. If we do approve this it would come out of the Town-Wide Capital Recreation Project HT Fund that would be subject to permissive referendum."

Councilman Kusnierz asked what that means and if the Town Residents would have an opportunity to petition the Town to go to referendum on it and Supervisor Jenkins replied yes. Councilman Kusnierz asked if it would require 5% of our residents and then asked what the mechanics of it are. Supervisor Jenkins said he thinks it is 5%.

Councilwoman LeClair stated that she was concerned about the fund balances so she got an update and stated that she appreciates the fact that anytime they ask Fran Thibodeau the Principal Account Clerk questions about financing she goes above and beyond to make sure they get answers. She thanked Councilman Vittengl for going to Fran and getting the information, because she was concerned about the fund balances and the projects coming up and it makes it easier for them to make decisions.

Councilman Kusnierz said he didn't hear what the three quotes were.

Councilman Vittengl stated that the three quotes were as follows:

A regular meeting of the Town Board of the Town of Moreau was held on March 25, 2014 in the Town of Moreau Municipal Building located at 351 Reynolds Road, Moreau, New York.

Alta Planning	\$7,120.00
LA Group	\$12,000.00 to \$15,00.00
C.T. Male	\$7,400.00

Councilman Vittengl said it was to design the bikeway and to come up with the cost for the bridge so we can move forward and secure private funding.

Councilman Kusnierz said if they do the engineering on it do we know what it will cost to bring it to fruition.

Councilman Vittengl said we don't know that yet.

Supervisor Jenkins said we would apply for a grant and it is his understanding that it is a high priority as far as NYS DEC and the State are concerned. If we don't get funding we could have BOCES do some clearing for us. We also will have some revenue from timber that will be sold. It is a very nice project and it doesn't have to cost us a lot of money.

Councilman Kusnierz asked if this company will apply for the grant or do we have to do it ourselves.

Councilman Vittengl stated that Jeff Olsen at Alta Planning also teaches at Suny Albany and this may be the project for the year for their grad students. They specialize in getting grants and funding not only through government sources, but through private entities. They will come back with a design, a cost for stone dust, a cost for asphalt and a cost for bridges. Once we have the cost then we can go to a private funding source and ask them if they want to give 50%, 80% or 100% and the same with the State and Federal Government. Our initial investment is the \$7,120.00 and he doesn't think it will go to waste. He said this is a plan that was started about 10 years ago by the Glens Falls Transportation Council and it is still coming along. It will be a three to five year project.

A motion was made by Councilman Vittengl and seconded by Councilwoman LeClair to accept the quote from Alta Planning in an amount not to exceed \$7,120.00.

Councilwoman LeClair asked if the bikeway would run from the Betar By-Way.

Councilman Vittengl replied no, from Nolan Road to Old Bend Road and it will go underneath the Northway.

Councilman Prendergast said he wasn't familiar with Alta. He asked if they have experience in this.

Councilman Vittengl said they are the National Leaders in this. Alta Planning is a group that goes from Seattle, Washington to Austin, Texas to Boulder, Colorado and the East Coast. They do projects all over the world too.

Roll call vote resulted as follows:

Councilman Vittengl	Yes
Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Councilman Prendergast	Yes
Supervisor Jenkins	Yes

PRINCIPAL ACCOUNT CLERK REQUEST

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair authorizing Fran Thibodeau, Principal Account Clerk, to attend the 14th Annual Town Finance School co-sponsored by the

A regular meeting of the Town Board of the Town of Moreau was held on March 25, 2014 in the Town of Moreau Municipal Building located at 351 Reynolds Road, Moreau, New York.

Association of Towns and the NYS Office of the State Comptroller in Saratoga Springs, New York, on May 8th and 9th and for the registration fee of \$200.00 plus mileage and meals and any and all necessary expenses to be a proper Town charge.

Roll call vote resulted as follows:

Councilman Kusnierz	Yes
Councilwoman LeClair	Yes
Councilman Prendergast	Yes
Councilman Vittengl	Yes
Supervisor Jenkins	Yes

SET HOURLY RATE FOR JAMES DAVENPORT AS PT REC. LABORER

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl to set \$9.00 an hour as the hourly rate for James Davenport who was hired as PT Rec. Laborer on February 11, 2014 without an hourly rate being set.

Roll call vote resulted as follows:

Councilman Vittengl	Yes
Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Supervisor Jenkins	Yes

HIRE FULL-TIME REC. DEPT. LABORER

Councilman Prendergast reported that the other night he interviewed six applicants for the position of Full-Time Recreation Department Laborer along with Councilman Vittengl and Tim Johnston who is the Supervisor at Rec. After the interviews all three of them discussed it and all three of them agreed that one of them stood out from all the rest and that was Pete Corlew. He is a Town resident and has 11 years of service with the South Glens Falls Fire Department. They are ready tonight to recommend him for hire in the Recreation Department as Full-Time Laborer.

Supervisor Jenkins stated that the last hourly rate for Laborer was set at \$10.00 per hour, which makes sense considering our overall structure of salaries. The person he is replacing was making more, but \$10.00 an hour is a good starting rate.

Councilman Kusnierz said he would be getting benefits too and other members of the Board agreed.

Councilman Prendergast stated that when it comes to the salary he said they questioned Pete Corlew on some of his other skills and they described other tasks that they may call on him to do. He said the Board needs to keep this in mind when they set a salary for someone and they start to call on that person to do additional skills above and beyond what that person normally does. His personal opinion is that he would like to keep him and at \$10.00 an hour he doesn't know if we will keep him down there.

Councilwoman LeClair said they just hired a Full-Time Laborer for the Water Department at \$12.00 an hour.

Supervisor Jenkins said he thought it was \$10.00 an hour, so he would say \$12.00 an hour for this position too then.

Councilman Kusnierz stated that anyone who is hired to work as a Full-Time Laborer for the Town outside of the union should all start at the same hourly rate.

A regular meeting of the Town Board of the Town of Moreau was held on March 25, 2014 in the Town of Moreau Municipal Building located at 351 Reynolds Road, Moreau, New York.

Councilman Prendergast said that as soon as Pete Corlew successfully completes his pre-employment physical he is able to start work.

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl to hire Peter Corlew as Full-Time Laborer for the Recreation Department at \$12.00 an hour on a six month probationary period and subject to successful completion of a pre-employment physical.

Roll call vote resulted as follows:

Councilman Prendergast	Yes
Councilman Vittengl	Yes
Councilwoman LeClair	Yes
Councilman Kusnierz	Abstain
Supervisor Jenkins	Yes

Councilman Kusnierz abstained from the vote, because he planned on attending the interview session, but his work schedule precluded him from doing so. He wanted it known that his abstention was no reflection on the candidate. He knows the candidate and he heard nothing but good things about him.

15 MINUTE PUBLIC COMMENT PERIOD

Reed Antis stated that at the last meeting they tabled the proposal from the LA Group on the Re-Zoning and he asked what was going to be done.

Supervisor Jenkins said some good points were made two weeks ago. "We have the Ag. Study. We have a draft copy and it should be finalized very quickly. If we don't get a quick answer then I believe we could move on zoning. There are some question marks. The Route 9 project; there is some zoning in there, recommendations in that project, some zoning issues that certainly should be available and they are not yet, they are in draft form. I am not saying we should delay it. We certainly want to get it done."

Reed Antis asked why he wouldn't schedule a meeting then to move it forward. It took five years to get to this point.

Supervisor Jenkins didn't think a workshop was what they needed at this point. He said: "We really should have that direction that comes from that. First of all, his contract, he actually will be doing all the work except the clerical function. We know who we are going to be dealing with, which is very important. I think, I respect the issues that.... we need to have those reports at least complete to make a decision."

Reed Antis asked when he thinks they will be complete, by the end of April or May?

Supervisor Jenkins replied: "I can contact both those firms tomorrow and get an answer as to where they are at. Bob Vittengl and I were on that committee with the highway one and the draft copy looks to be almost complete. The comments have been in on it. There were minor comments. I made one, but there were some that came from the Transportation Council too so those shouldn't be major changes. It should be pretty much ready. I think the Ag. Report... I have seen a copy of the draft of that and it is a nice report. One of the things Gina mentioned two weeks ago in that report was they recommend a committee be formed, a citizen group, that would show support towards agriculture and bring more things to attention which is a great idea, but I don't think it necessarily stops that final report from being issued that is going to be one of the recommendations."

Reed Antis asked when he thought that was going to be done.

Supervisor Jenkins said he would call Chazen tomorrow and find out where they are at. He doesn't see many changes that are going to be needed. He said: "They did a great presentation and a nice, complete report. I will contact them tomorrow. I want to see the zoning done too. This goes back to 2008 when we

A regular meeting of the Town Board of the Town of Moreau was held on March 25, 2014 in the Town of Moreau Municipal Building located at 351 Reynolds Road, Moreau, New York.

actually did a Comprehensive Plan and we were at the point when we almost had to do that again and had to complete the final steps of that one.”

COMMITTEE REPORTS

Councilwoman LeClair said she was going to ask Kathy Perez tomorrow to copy the Sign Law for the people serving on the Agricultural Advisory Committee. There are four farmers willing to work with us, she said. She asked the Board Members if they had any suggestions for them or wanted to give them some direction on how to proceed. Does the Town Board want to give the committee a time frame?

Councilman Kusnierz said two to four weeks. He suggested they review the code for changes pertaining to agriculture.

Supervisor Jenkins told Councilman Kusnierz that before he entered the meeting he had asked the Board Members who haven't submitted their comments on the Sign Law to Joe Patricke to do so.

Councilman Kusnierz stated that most of his suggestions are incorporated into the minutes of the meetings held on the Sign Law.

Councilwoman LeClair stated that she spoke with Jim Martin from the LA Group about the River Front Park Project and Jim said that NYS has done research and they feel strongly that GE owns the land. He thinks if the Town Board feels comfortable doing so then they should move the project onto the attorney for the Town to take care of the easement legalities. He also talked about having them do a Memorandum of Understanding with our partners in the Industrial Park and the NYS Archaeological Conservancy and any adjacent landowners. She said that she would get a price from Attorney Buettner to do this legal work and asked if the Town Board was okay with her doing this. There were no objections voiced.

Councilwoman LeClair stated that as they all know Amy Alfonso, Recreation Director, is going to resign and won't be with us much longer.

Councilman Prendergast, Councilman Vittengl and Supervisor Jenkins stated that she changed her mind and Councilman Vittengl added that she will stay if we get some assistance for her to take some of the burden off of her.

Councilman Prendergast said: “We had somebody in mind, did that person not work out?”

Councilman Vittengl stated we have somebody, but it isn't working out.

Councilwoman LeClair asked if an ad has been run yet and Councilman Vittengl said no. The Town Clerk stated that Fran asked her to advertise the position of Rec. Director so she did.

Councilwoman LeClair asked if there have been any responses.

The Town Clerk replied a few, but then said she gave out applications and would have to check on how many have been returned.

Councilwoman LeClair said if they could get copies then they could review them and maybe find an assistant for her from these applications.

Councilman Prendergast asked if wasn't the ad run for Rec. Director and the Town Clerk replied yes.

Reed Antis asked if wasn't her position Program Director and Councilman Prendergast said we don't have a Rec. Director. The Town Clerk said it was changed to Rec. Director. Councilwoman LeClair said “we” have it as Program Director Part-Time and Supervisor Jenkins said “right”. The Town Clerk said that Fran refers to her as Rec. Director and the duty statement she was given by Fran is for Rec. Director.

A regular meeting of the Town Board of the Town of Moreau was held on March 25, 2014 in the Town of Moreau Municipal Building located at 351 Reynolds Road, Moreau, New York.

Reed Antis said he thought she just took care of programs and Councilwoman LeClair and Councilman Vittengl said yes that is what she does.

Councilwoman LeClair asked the Board Members if they wanted her to get a list from the Town Clerk so she could contact some of the people and see if they would be interested in working with Amy.

Councilman Vittengl said yes and said they were looking for somebody to work for 8 or 10 hours a week to assist Amy and somebody that can have set hours.

Councilwoman LeClair asked if the Board wanted to continue the swimming lessons at the beach. If they do then they need to find lifeguards. We utilize three lifeguards for swimming lessons and to have three or four children show up it isn't worth it. The program has been very light. The consensus was to discontinue the swimming lessons at the beach.

Councilwoman LeClair stated that we need to let NYS DOH know what date the beach will open this summer. She asked if it was the Board's intent to open the beach the last weekend in June and the Board Members said yes.

SUPERVISOR'S ITEMS

Supervisor Jenkins reported that a property owner called him complaining about a water bill. She closed on a house January 31st and we mailed a final water bill in the amount of \$40.00, the minimum charge, which she ended up paying. She then received a bill for the period of January 22nd through February 10th (18 days) for another \$40.00 minimum fee. There was only 1,900 gallons on the first one that she paid and both bills were for water usage well below the 10,000 gallon minimum that would have been one bill for \$40.00. It is like she paid twice and he personally thinks she should get a refund of \$40.00 for the 18 day bill as it is the right thing to do.

The Town Clerk asked the Board to make a policy then for future payments of this type since it happens often. If she gets a refund then we have to do it for everyone this happens to.

Supervisor Jenkins said he understands that, but he doesn't think it is right to charge her for 10,000 gallons, the minimum fee base, for 18 days service.

Councilwoman LeClair asked if doesn't she get reimbursed at closing for the bill.

Supervisor Jenkins said no and the Town Clerk replied yes, because at closing the prior owner pays the final water bill. If she paid the bill she doesn't know why, because the attorneys would have seen that it was paid at closing by the prior owner for water that they used.

Supervisor Jenkins said his point was that we got paid for two minimum fees for somewhere around 2,500 gallons of water used.

The Town Clerk said she was asking for the Town Board to develop some sort of structure for her office to follow then, because how does she decide how much to bill then if the water usage is 100 gallons, 400 gallons, 2,000 gallons. If she does a final bill tomorrow for a closing what does she do? The usage could be 200 gallons, 500 gallons or 1,000 gallons. She can't arbitrarily decide not to bill that person.

Councilman Prendergast asked if the first \$40.00 should have been paid by the prior owner and the Town Clerk said yes.

Supervisor Jenkins said it is the same time period that two minimum bills were paid. He said he understands the Clerk's billing issue and he doesn't have a problem with that, but he is just saying that a refund should be given.

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Jesse Fish asked how she got charged twice.

The Town Clerk said the regular bill went out 18 days after the final bill.

Jesse Fish asked why she got the final bill. He said if she bought the house then the bill should have been paid at closing by the prior owner. He said now she owns the home and the next bill comes out and whether it is for 100 gallons or 500 gallons or 5,000 gallons her usage would fall within the minimum charge.

Supervisor Jenkins said he understands, but doesn't agree with what we did. In this case we are talking 18 days and we billed twice for less than 10,000 gallons.

Jesse Fish stated that the same thing would be done for people who go to Florida. If their water isn't shut off then they get a minimum bill and they haven't used any water.

Supervisor Jenkins said the whole reason for a minimum fee is to cover capital costs and that is why we charge everybody. In this case we are getting \$40.00 twice for the same time period. If it was 300 days then it wouldn't bother him. He was just asking the Board if they wanted to refund the money or not. He just feels it is the right thing to do under the circumstances.

Councilman Prendergast stated that after hearing the circumstances he has to agree that the attorney made the mistake here.

Councilman Kusnierz said he was of the same opinion. In fairness to everybody in Town that is the way it works. By her paying the first fee it was poor legal advice on her end, but that isn't our problem or the problem of the residents of the Town because she did that. We have to be consistent and unless we are going to have a change in policy here tonight that is uniform across the Town then we can't refund the money.

Supervisor Jenkins said if that is the way the Board feels then they will move on to the next item.

Supervisor Jenkins asked the Board if they wanted to change the Transfer Station hours of operation on Thursdays back to 4:00 p.m. to 8:00 p.m. for the summer. It is 1:00 p.m. to 5:00 p.m. right now. He suggested we start with the summer hours on the 15th of April. No objections were voiced. He said they would post the change.

Supervisor Jenkins stated that Tim Burley approved a change order for Anjo Construction on the pumping station back in December. There was a decrease in electrical fees and an increase in pipe cost and temporary piping and plumbing. He asked Jesse about the temporary plumbing in the cost of \$3,341.93 and if it was the "cross over thing they did". Jesse Fish said he didn't know of any temporary plumbing. Supervisor Jenkins asked when the cross-over was paid and asked if the Village paid for it. He said it was the special hook up. Jesse Fish said we didn't do a special hook up. He said there was a special hook up that was going to be used in emergencies if ever necessary and it was put in there for the purpose of when the Village went on our system and if we couldn't utilize the pumps we could open up the valves and get water through the system and back to the Village. Supervisor Jenkins asked when the Village paid for that and Jesse Fish replied back in 1984. Supervisor Jenkins said he was wondering if that was part of this change order and said he would have to talk to Tim Burley about this. He was going to ask for approval to sign the change order, but will wait until he talks to Tim Burley. Jesse Fish said he thought the Village was supposed to pay for it.

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A motion was made by Councilman Vittengl and seconded by Councilwoman LeClair to adjourn to executive session at 8:20 p.m. to discuss a potential Article 7 with Peggy Jenkins the Assessor.

Roll call vote resulted as follows:

Councilman Vittengl	Yes
Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Supervisor Jenkins	Yes

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

A motion was made by Councilman Kusnierz and seconded by Councilman Vittengl to adjourn the executive session and re-open the regular meeting at 8:27 p.m.

Roll call vote resulted as follows:

Councilman Vittengl	Yes
Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Supervisor Jenkins	Yes

No action was taken in or as the result of the executive session.

A motion was made by Councilman Kusnierz and seconded by Councilman Vittengl to adjourn the meeting at 8:29 p.m.

Roll call vote resulted as follows:

Councilman Vittengl	Yes
Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Supervisor Jenkins	Yes

Meeting adjourned.

Respectfully submitted,

Jeanne Fleury
Town Clerk