

A regular meeting of the Town Board of the Town of Moreau was held on April 8, 2014 in the Town of Moreau Office Building, 351 Reynolds Road, Moreau, New York.

Supervisor Jenkins opened the meeting 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 |
| Preston L. Jenkins, Jr. | Supervisor |

Town Board Members Absent

None

Also Present: Jeanne Fleury, Town Clerk; Karla Buettner, Attorney for the Town; Paul Joseph, Highway Superintendent; Jesse Fish, Water Superintendent; Joseph Orlow, Mayor of the Village of South Glens Falls; Reed Antis, Town Resident and Planning Board Member; Helen Glen and Steven VanGuilder from the Moreau Emergency Squad; Amanda Metzger, Post Star Reporter; David Rogge, Owner of Lamplighter Acres Mobile Home Park; Cindy Brayton, Town Resident

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 following minutes were prepared and distributed to the Town Board Members in advance of the meeting for their review, comment, correction and approval:

March 25th (2 Sets)

MINUTES – MARCH 25, 2014 – MONTH-END AUDIT MEETING – 6:30 P.M.

Correction: Page 121 – Last line – Change \$16,719.87 to \$19,014.87

MINUTES - MARCH 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 March 25th with the above correction so noted.

Roll call vote resulted as follows:

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

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FUTURE MEETINGS/WORKSHOPS SCHEDULED

Supervisor Jenkins said the month-end audit meeting of the Town Board will be scheduled at the next regular meeting of the Town Board on April 22nd.

Councilwoman LeClair noted that Chazen Companies would like to meet with the Town Board to talk about the Farmland Protection Grant. Councilwoman LeClair said she would like to wait two weeks before meeting with them. Supervisor Jenkins stated that they could be added to the agenda for the May 13th meeting and Councilwoman LeClair said that would be great.

Councilwoman LeClair stated that a meeting of the Farmland Advisory Committee will be held on May 8th at 7:00 p.m.

15 MINUTE PUBLIC COMMENT PERIOD

Reed Antis went down to the Town of Moreau Highway Garage and viewed the cracks in the cinder blocks and the leaking roof. He said it is a serious problem and he asked if any of the Town Board Members have been down to the Highway Garage to look at the problem.

Councilman Kusnierz said he knew about the leaking roof, but this is the first he has heard about the cracks in the cinder blocks.

Attorney Buettner stated that she has been in contact with Jim McCormick and they are working with Joe Patrick on this and trying to figure out how to get it fixed under warranty or extended warranty. Pictures have been taken and a report taken and they are working on it.

Supervisor Jenkins said he would talk to Joe Patricke about this.

Reed Antis said that at the last meeting the Town Board accepted a quote from an appraiser to do an appraisal on the old Town Hall on Hudson Street and the old Highway Garage on William Street and he went back and read the minutes of a December meeting where the Town Board already approved to have the appraisal done. He asked why they did it a second time.

Councilwoman LeClair said it wasn't intentional. Sometimes they remember something as just a discussion.

Reed Antis said it makes the Board look like they are asleep at the wheel. He said they just keep redoing the same thing. The appraiser that was hired in December should have already been doing the appraisal.

Supervisor Jenkins stated that he forgot that they had approved the appraisal so he didn't tell his clerk to notify the appraiser to proceed.

Reed Antis said the sandbar beach building has deteriorated to the point where it has to be torn down and questioned whether the beach area would be ready to open in June.

Councilman Vittengl stated that they have to go through Joe Patricke to make sure the building is safe to use and if not then there will be some engineering that will need to be done and then they could get going on it.

Reed Antis said this should have been done last fall.

Councilman Kusnierz acknowledged Cindy Brayton who was present and who resides at 6 Sweet Road in the Town of Moreau. He spoke with her about the Griswold Cemetery and he thinks that she called the other Board Members also. She wants to be interred next to her grandmother in Griswold Cemetery and

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there isn't any proof of ownership of the plot. He had asked the Town Clerk to copy all the Board Members on the rules and regulations for Griswold Cemetery.

Cindy Brayton stated that she would be happy to pay for the cemetery plot and that she and her husband want to be buried next to her grandmother, Martha Hermance. She also asked the Board Members if the cemetery was going to be cleaned up. Over the years people have been throwing grass clippings, old artificial flowers and flower pots over the fence.

Councilman Kusnierz stated that the Town is required by law to maintain the cemetery twice a year.

Discussion followed on the need for mapping of the burial plots in the cemetery.

Supervisor Jenkins asked Cindy Brayton to bring into the Town Clerk's Office information about where she and her husband want to be buried and the clerk will file it as proof that permission is granted for her to be buried in Griswold Cemetery.

HIGHWAY DEPARTMENT REQUESTS

Paul Joseph, Highway Superintendent, requested permission to start the four, ten hour, work days on April 21st and for them to end October 10th. There will be Friday coverage.

A motion was made by Councilwoman LeClair and seconded by Councilman Prendergast authorizing the four, ten hour, work days at the Highway Department between April 21st and October 10th.

Roll call vote resulted as follows:

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

Paul Joseph, Highway Superintendent, asked the Board in a memo if they wanted his department to conduct the brush pick up again this year between the dates of May 5th and May 23rd. The week of May 27th will be used for any residents who need extra time.

A motion was made by Councilman Vittengl and seconded by Councilwoman LeClair authorizing the Highway Department to conduct brush pickup between May 5th and May 23rd.

Roll call vote resulted as follows:

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

Paul Joseph stated that there is a 4 ton weight limit posted on Sisson Road and trucks have been hauling material out of the Glens Falls Cement Quarry along Sisson Road heading to Hudson Falls. Paul asked them to stop and they responded that they only have four weeks left to haul and that they were given permission by the Town to use the road.

The Town Board told Paul that they had not authorized this and that he should issue them a letter to this effect and for them to obey the four ton limit.

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RECREATION DEPARTMENT REQUESTS

A motion was made by Councilwoman LeClair and seconded by Councilman Vittengl to hire the following people to work in the Recreation Department on a full-time seasonal basis at the hourly rates listed and subject to successful completion of a pre-employment physical if so indicated:

| | Change From | Change To | Pay Rate | Pre-Employment Physical Needed |
|---------------------|---------------------|-------------|------------------|--------------------------------|
| Mike Hastings | PT as needed | FT seasonal | \$9.25 per hour | No |
| Ken Bushey | New hire | FT seasonal | \$10.50 per hour | Yes |
| Keith Vance | New hire | FT seasonal | \$10.50 per hour | Yes |
| Chris Rich | New hire | FT seasonal | \$9.00 per hour | Yes |
| Bruce Siergiey, Jr. | Returning from 2013 | FT seasonal | \$9.00 per hour | No |

Roll call vote resulted as follows:

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

WATER DEPARTMENT REQUESTS

At the last Town Board Meeting the Water Superintendent, Jesse Fish, Submitted a request to purchase a truck with utility box for his department. His request was tabled until this meeting. He had submitted the following quotes:

2014 F250 Ford Pick UP 4x4 with 8’ box regular cab

Van Bortel Ford – State Contract Price from the Chautauqua Bid - \$24,005.54

The truck would be paid for from funds in all Water District Accounts and the Sewer District Account.

Utility Box Installed and Painted

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

Recommendation: T&T Body King, Inc.

The utility box would be paid for from funds in all Water District Accounts and the Sewer District Account.

Councilman Kusnierz asked if this would jeopardize any of the accounts that have a low fund balance.

Jesse Fish replied that it shouldn’t, the truck was budgeted for.

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair authorizing the purchase of a 2014 F250 Ford Pick Up 4x4 with 8’ box and regular cab from Van Bortel Ford at a cost not

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to exceed \$24,005.54 and the purchase of a utility box for the truck from T&T Body King, Inc. at a cost not to exceed \$5,676.00.

Roll call vote resulted as follows:

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

Jesse Fish advised the Board that when the work was done on the pump at the sewer plant they found more work that has to be done. He explained what the problem is. He is getting prices and will contact the Board Members when he finds out what the cost of the repairs is going to be.

SPEED LIMIT REDUCTION REQUEST ON THE RECREATION ROAD

Paul Joseph reported that he received several requests from walkers and bicyclists for a reduction in speed limit from 30 mph to 20 mph on the road leading into the Rec. Park from Route 32. The Town Clerk was directed to send a letter to NYS DOT requesting a reduction in speed limit on this road.

15 MINUTE PUBLIC COMMENT PERIOD

Dave Rogge asked what happens now that the sewer district extension was voted down.

Supervisor Jenkins stated that one option would be to try and fund the district separately and increase the size of the district boundaries. Another option would be to try for funding again. He is meeting with a Senator tomorrow in Albany to discuss funding options. The Town put into place a policy whereby a developer installed a part of the existing sewer system. He said they could file another CFA application and include only the main lines and pump stations. He said he would have a clearer picture after his meeting in Albany and would report to the Board.

Dave Rogge asked that he be kept in the loop as this moves forward. He may have opinions or options to share. His park is a large percentage of the project. He said he only had so many votes, so he could only do so much.

Supervisor Jenkins stated that we may know by June where we are headed. Last July we applied for the funding and we didn't find out that we were eligible until December.

COMMITTEE

A contract with BOCES was discussed. [Town Clerk's Note: It was not made clear, at this point, what the contract was for.] Councilwoman LeClair stated that BOCES wanted to start working before the next meeting of the Town Board. Attorney Buettner told Councilwoman LeClair to give any changes to Terry and she could incorporate them into the contract and then she could review it. In the meantime, the Board could approve the contract subject to attorney's review and approval.

A motion was made by Councilwoman LeClair and seconded by Councilman Vittengl authorizing the Supervisor to sign a contract with BOCES for the parking area in the Harry J. Betar Jr. Recreational Park subject to legal counsel's review and approval.

Roll call vote resulted as follows:

| | |
|----------------------|-----|
| Councilwoman LeClair | Yes |
|----------------------|-----|

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| Councilman Prendergast | Yes |
| Councilman Kusnierz | No |
| Supervisor Jenkins | Yes |

Councilman Kusnierz voted no, because a contract hasn't been drafted yet and the Town Board hasn't even seen the contract.

Councilwoman LeClair said she met with Reed Antis and they discussed video streaming the meetings. She will continue to research information.

Councilwoman LeClair reported that she and Councilman Vittengl and Fran Thibodeau and Rudy Klick met down at the Moreau Emergency Squad and went over their records for three hours. The records were in excellent shape. They asked questions and received answers. The Accountant for the Moreau Emergency Squad was also present. She thanked Rudy and Fran for all of their help.

A motion was made by Councilwoman LeClair and seconded by Councilman Vittengl to adjourn to executive session at 7:30 p.m. to discuss potential litigation with Hillman Properties, Inc.

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 Vittengl and seconded by Councilwoman LeClair to adjourn the executive session and re-open the regular session at 7:42 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 Prendergast and seconded by Councilman Vittengl to adjourn the regular meeting at 7:43 p.m.

Roll call vote resulted as follows:

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

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Meeting adjourned.

Respectfully submitted,

Jeanne Fleury
Town Clerk