

A regular meeting of the Town Board of the Town of Moreau was held on May 26, 2009 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

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

The Town Clerk called the roll, which resulted in the following Town Board Members being present or absent:

Town Board Members Present:

Bob Prendergast	Councilman
Tom Cumm	Councilman
Todd Kusnierz	Councilman
Gina LeClair	Councilwoman
Preston Jenkins	Supervisor

Town Board Members Absent:

None

Also Present: Jeanne Fleury, Town Clerk; Steve Gram, Recreation Director; Jesse Fish, Water Superintendent; Town Residents: Reed & Mary Antis, Robert Lyons, John Telisky and Adele Kurtz

MINUTES

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

May 12th and May 20th

MINUTES – MAY 12, 2009 – REGULAR TOWN BOARD MEETING

Correction: Page 248 – Under heading “Highway Department Requests” – 2nd paragraph – change account code DB5130.472 to A5132.472

MINUTES – May 20, 2009 – WORKSHOP RE: SUBDIVISION REC. FEES

Correction: Page 259 – 2nd paragraph – last sentence – change the word “park” to “parking”

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair to approve the minutes of May 12th as corrected.

Roll call vote resulted as follows:

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

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair to approve the minutes of May 20th as corrected.

Roll call vote resulted as follows:

Councilman Kusnierz	Yes
Councilman Cumm	Abstain (He was not in attendance at the May 20 th Meeting.)
Councilman Prendergast	Yes

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Councilwoman LeClair	Yes
Supervisor Jenkins	Yes

FUTURE MEETINGS/WORKSHOPS SCHEDULED

None

15 MINUTE PUBLIC COMMENT PERIOD

Reed Antis addressed the Town Board about an area of the Town that was known as Fernwood and appears on the county website, maps, GIS, USGS and topographical maps. Reed did research and found out that in the 1950's it was an area of the Town where people created a type of homeowner's association. It was a civic organization. The high school is on property that was once part of the Fernwood area. It shouldn't be a prominent name as a hamlet on the county website and he would like it removed. The U.S. Census mentions Fernwood-Moreau, New York as a location and he would like to see it disappear. It has no historical significance in his opinion.

Councilman Prendergast read over the information that Reed had presented to the Board previously and found it interesting that even if it is removed as an area on public documents it may remain on the geological maps. He wondered if it did hold historical value simply because it happened.

According to Reed it appears to him that it is part of political history and someone was in the right place at the right time and screamed and got it put on the maps. There is another area of the Town on the maps that refers to a Fernwood-Hudson Valley area and this isn't a recognized area now either. He doesn't see it as a hamlet or having historical value.

Councilman Cumm asked if the Town Board passed a resolution to remove it what other steps would they need to take.

Reed replied that they would have to approach the county and see if they could get it removed from the GIS.

Councilman Cumm said it appears to be a precursor to what we know as a homeowner's association today.

Reed stated that in 1953 there were 153 families within the Fernwood area. There were other similar areas in the Town such as, Fenimore Home Bureau Grange, Feeder Dam area, Moreau circle. It was a precursor to the PTA in his opinion.

Councilman Kusnierz asked what the benefit to the Town would be if the Board acted on this request and what the disadvantages would be if they didn't.

Reed stated there wasn't any benefit, but do we want people looking for the Fernwood area. The Post Star references Fernwood every Saturday. Why is this? Why don't they reference the Fenimore area?

Supervisor Jenkins stated the information they had indicated that at one point the Fernwood area talked about zoning for their area.

Reed stated that after a two hour discussion in the minutes they dropped that idea. They also discussed a Fernwood water district to supply water to Moreau Elementary School and they let that drop too, it was too expensive.

Reed stated the benefit would be a zip code change. The Fort Edward zip code could be changed to a Fernwood zip code, which is in Saratoga County and then we would get the sales tax revenue we are looking for. He then stated that he would rather see a Moreau zip code rather than a Fernwood zip code.

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Councilman Kusnierz asked Reed if he thought the census was skewed, because it includes Fernwood.

Reed stated he hadn't researched it that much. He stated that Malta just got a second zip code. Maybe we could and change Fort Edward from 12828 to Moreau 12805 for instance. There wouldn't have to be any infrastructure changes in the Postal Service. The mail would still come out of the Fort Edward Post Office and Gansevoort could be changed to 12807 for example.

Councilman Kusnierz stated the zip codes are an issue that has been brought before the Town Board over the years. According to the Postal Service, staffing has always been a concern for them. Carrier routes overlap here in Moreau. This is the argument the Postal Service always gave for not giving us our own zip code.

Councilwoman LeClair stated they could find out who Malta dealt with.

Supervisor Jenkins stated that sales tax is a problem. We could lose major revenue from auto sales and major equipment sales.

Councilwoman LeClair thanked Reed for doing this research and the amount of time and effort he put into it.

Supervisor Jenkins suggested they wait until the next meeting to give the Board a chance to absorb all the information.

This concluded the 15 minute public comment period.

JESSE FISH – APPOINT AS WATER SUPERINTENDENT

Supervisor Jenkins stated that he wasn't sure why this was on the agenda, because the Town Board already appointed Jesse Fish as Water Superintendent. However, Jesse Fish does want to give the Board some information on one of the sewer pumps.

Jesse Fish advised that one pump is down at the sewer plant and we are operating on two pumps. The cost to fix the pump is \$7,800.00 and the cost to purchase a new one is between \$9,400.00 and \$9,600.00. Tim Burley says that submersible pumps are becoming obsolete when new pumping stations are built. If another pump goes down we can operate on one pump sufficiently for about a week until we get it fixed or replaced. Running two pumps at one time won't give us anymore discharge. Repair of the pump that is down doesn't need to be addressed right now. It doesn't make sense to have a spare sit in the shed unused. The Town bought a spare pump for \$9,200.00 three years ago and it has just been sitting unused.

Councilman Prendergast asked if we don't buy a new pump and we end up having to use the spare pump then what happens if another pump goes down.

Jesse responded that we run on one pump.

Councilman Cumm brought up the meter reader situation. He didn't think that the Personnel Committee needs to interview the applicants for the position. Jesse should be able to interview them and present his recommendation to the Board on the hiring of two or three meter readers.

Supervisor Jenkins added that the Town Board should still approve the hiring though.

Councilwoman LeClair stated it sounded fine to her.

Jesse stated that he already had to names he would like to put forth for hiring. They are Joyce Iatauro of 1 Greenway Road in the Town of Moreau and Cynthia Charpentier of 348 Reynolds Road in the Town of Moreau.

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Councilman Kusnierz asked what the rate of pay was and the answer was \$9.25 per hour.

A motion was made by Councilman Cumm and seconded by Councilman Prendergast to hire Joyce Iatauro and Cynthia Charpentier as part-time, as needed, water meter readers at \$9.25 per hour and subject to successful completion of a pre-employment physical if needed.

Roll call vote resulted as follows:

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

PLANNING/ZONING BOARD VACANCIES

Councilman Cumm advised that he and Councilman Prendergast interviewed candidates for the vacancy on the Town Planning Board. There were two applications and the two names they are putting forth are Erik Bergman and Keith Osborne.

Councilman Prendergast advised that one is a planner for the Town of Queensbury, but lives here in Moreau and he was leaning towards recommending this person for the position. Both were well qualified for the position and both could do the job.

Councilman Cumm stated that the other individual is a manager for Boralex.

Councilman Kusnierz asked what their opinions were on open space and conservation.

Councilman Prendergast stated that they are all for open space and growth should be done smartly and in the right places.

Councilman Kusnierz stated that he has questions he would like to ask these people before the Board appoints them.

Councilwoman LeClair wondered if one would want to serve on the Zoning Board if they weren't picked for Planning.

It was decided that the Town Board would meet with the two candidates at 6:30 p.m. on June 9th.

As for the vacancy on the Zoning Board, Councilman Prendergast and Councilman Cumm stated that they hadn't met with any applicants yet. There are five candidates. It was decided that Councilman Cumm and Councilman Prendergast would pick two candidates for the Town Board to interview the same night as the Planning Board interviews.

RESIGNATION OF JACQUELINE WELLS – COURT CLERK

A motion was made by Councilman Prendergast and seconded by Councilman Cumm to accept the letter of resignation from Jacqueline Wells for health reasons.

Roll call vote resulted as follows:

Councilman Prendergast		Yes
Councilwoman LeClair	Yes	
Councilman Kusnierz	Yes	

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Councilman Cumm	Yes
Supervisor Jenkins	Yes

HIGHWAY DEPARTMENT REQUESTS

A request from the Highway Superintendent for the purchase of speed limit signs for Reservoir Road was tabled at the May 12th meeting. The Board had questions about whether or not quotes were obtained or if it was under state or county contract or not. The Highway Superintendent had submitted at that meeting a quote in the amount of \$1,014.00 for eight signs and channel posts. The Highway Superintendent submitted to the Board for this meeting the following quotes he obtained since that time:

	<u>Adirondack Highway</u>	<u>Chemung Supply</u>	<u>Hometown Highway Products</u>	<u>Arrowhead</u>
24" x 30" Stop Signs	85.00	33.50	54.00	36.75
4' Galvanized Posts	17.95	9.60	18.00	18.95
8' Galvanized Posts	<u>23.80</u>	<u>12.80</u>	<u>28.00</u>	<u>24.00</u>
Cost Per Sign	126.75	55.90	100.00	79.70
Total Cost for Eight Signs	<u>1,014.00</u>	<u>447.20</u>	<u>800.00</u>	<u>637.60</u>

A motion was made by Councilman Cumm and seconded by Councilman Prendergast authorizing the purchase of eight speed limit signs for Reservoir road between Route 32 and Fort Edward Road from Chemung Supply at a cost not to exceed \$447.20 out of A3310.498.

Roll call vote resulted as follows:

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

A purchase request was received from the Highway Superintendent dated May 13, 2009. The request is to purchase culvert pipe from Chemung Supply in the amount of \$7,200.00 to be used on various town

projects. Chemung is under county contract #08-PWP-21R for corrugated poly pipe. There is a balance of \$12,000.00 in DB5110.497 for this purchase.

The Board had questions on how much we are purchasing, size and what our inventory on hand is.

Supervisor Jenkins said he would talk with the highway department and find out if they need this right away and if so the Board can act on it at the audit meeting on Thursday.

A request was received from the highway department to purchase guide rail for Burt Road south of Route 197 and have it installed. The following quotes were received:

EMI Guide Rail	\$ 9,169.50
T.C.B.R.	\$15,729.90
Chemung Supply	\$20,189.00

There is a balance of \$12,000.00 in DB5110.494 to purchase the guide rail.

Councilman Prendergast stated that whenever one quote is double that of another it raises a question for him of why. He also stated it is difficult when a department head isn't in attendance at the meeting. If the Highway Superintendent can't be at a meeting then his Deputy should be.

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This purchase request was tabled.

The Highway Superintendent had submitted a request at the May 12th meeting to have the dump body and frame on truck #19 sandblasted, painted and undercoated. The question arose at that meeting on whether or not it would be more practical to replace the dump body.

The answer to this question was that the cost for a new dump body is \$30,474.00. The Highway Department doesn't feel it is feasible to replace the dump body on truck #19, but it will extend the life of the truck if it is sandblasted and painted.

Councilman Cumm stated the reason Master Blaster came in higher was because they would do a complete strip and sandblast. The biggest problem is that they want to spray paint the truck at the highway garage and he thought that was against the law.

Councilman Kusnierz stated it was against OSHA regulations.

Councilman Kusnierz made the motion to engage the services of Arrowhead for sandblasting the dump body and frame and paint and undercoat on truck #19 at a cost not to exceed \$3,650.00 and paid out of DB5130.405 that had a balance of \$65,851.26 as of 3/6/09. Councilman Cumm seconded the motion.

Roll call vote resulted as follows:

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

The Highway Superintendent instructed Joe Reynolds to order a magneto kit from Metro Ford, because they needed it for a job. Prior Town Board approval is needed if a purchase is over \$500.00 and prior approval wasn't obtained. The cost was \$534.00. They contacted Weller's Auto Parts, Serfan Truck

Parts, H&R Parts, Casey Equipment and Metro Ford for prices. Metro Ford was the only one who could supply the magneto kit to them right away. It has already been ordered, received and used.

Councilman Kusnierz said we hold other department heads to the standard of contacting three Board Members for a verbal approval if the cost is going to exceed \$500.00.

This was tabled until the audit meeting on Thursday.

The Highway Department purchased fabric from Chemung Supply Corp. in the amount of \$585.00 and prior approval was required by the Town Board before this material was purchased and it wasn't. The Highway Department obtained quotes as follows:

	Adirondack Highway	Cheumg	Lane
Stabilization Fabric	450.00	310.00	587.40
Filter	320.00	250.00	427.50

There was a fuel charge of \$25.00 on the invoice from Chemung Supply Corp making the total \$585.00.

This was tabled also until the audit meeting on Thursday.

Councilman Prendergast stated that a department head really needs to attend the meetings.

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A request was received from the Highway Department dated May 19th for the purchase of diesel fuel from Shepard Oil Co. in the amount of \$15,000.00 under state contract #PC63233 and to be paid out of DB5110.460 that had a balance as of 5/6/09 of \$35,000.00.

A motion was made by Councilman Prendergast and seconded by Councilman Kusnierz authorizing the purchase of diesel fuel from Shepard Oil Co. under state contract #PC63233 at a cost not to exceed \$15,000.00.

Roll call vote resulted as follows:

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

RECREATION DEPARTMENT REQUESTS:

Regarding the concession stand at the quads, Supervisor's Jenkins stated there is a statement from Curtis Lumber that needs to be dealt with. Originally we didn't know if the \$2,754.62 was all ours or half ours. The price was \$5,500.00 and this is half. We didn't appropriate enough when we approved it. He has no idea what the number is. We changed it once and it wasn't enough. This bill came in much higher than we expected. We have had it for six weeks so we need to deal with it at the audit meeting. We appropriated funds to pay for this originally. Then we increased it once and now this bill came through from Curtis. More expensive pressure treated materials were purchased so this puts it over what we initially agreed to share the cost for.

Councilwoman LeClair stated that we need to talk to Girl's Softball then, because if we approved an amount and they went and spent more than they should have then they should have come back to us and not assumed that we would pick up the additional cost.

Supervisor Jenkins stated that we have been requesting more information for the last three weeks and haven't received it.

Steve Gram stated that he contacted Kevin Hastings after the last meeting and he said he would handle it. Then he spoke with Chris Scarincio and he gave him this amount. They paid more than half, more than \$2,754.62. Kevin was trying to raise that number too.

Supervisor Jenkins said he would try and get an amount from Rudy Klick and the Board will decide. This is much higher than what we said we would put into the dugouts. We can deal with it at the audit meeting.

Councilwoman LeClair reported that she and Steve Gram inspected the quad concession stand and found the following conditions:

- Sinks were dirty and dirty rags drying and laying over the sink.
- ~~Icing~~ **Ic** machine had been used and sprayed on the wall. **[Amended 6/9/09 jf]**
- No ringer bucket for the mop.
- No heavy duty floor cleaner there.
- The sneeze screen over the hotdog cooker hadn't been cleaned it was covered in hand prints.
- The grill had grease over it and black with a lot of particulate.
- The floor in front of fryer, on the side and front and floor in front of icing machine was sticky with brown spots.

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The pilot light for french fryer was on. There were three flames coming out of the pilot. The front of the fryer was warm to the touch. The instruction manual reads that the pilot should be turned off when not in use for six to eight hours.
There was a door unlocked.

She spoke with Kevin Hastings about this and he had reasons for everything, but they weren't sufficient for her. He said they did mop the floors, but the floors needed to be sealed and Steve Gram said they were sealed. He said they are doing the best they can.

She had a list that is posted on the wall. At the end of the shift the list should be checked off and if it isn't done well then that person should be called back and made to clean it again. Kevin said they have 200 + people volunteering in there and cleaning and sometimes it doesn't get cleaned well.

She recommended a laminated copy of instructions on a clip board hung on the wall.

Supervisor Jenkins said he would like to talk to Kevin Hastings, because only about three weeks ago we were in contract negotiations with Girl's Softball and one of the things they wanted was to give us 72 hours to fix something and now they can't even keep the place clean.

Supervisor Jenkins then stated that he would draft a letter to Kevin Hastings letting him know what the Board's position is.

Councilman Prendergast stated for the record that at the last meeting he indicated that he received a call about a water leak in the park and three quotes were obtained to repair it and the one company in Gansevoort was the lowest. He said to go ahead and get it fixed and the last he heard it wasn't fixed. He was wrong about this. Councilman Cumm reminded him that he called him the same day and they

determined that the water leak wasn't severe and they talked about holding off on the repair and Councilman Prendergast was agreeable to that. He had forgotten this conversation and he wanted to clarify it for the records.

BUILDING INSPECTOR'S REQUESTS

A motion was made by Councilman Kusnierz and seconded by Councilman Prendergast authorizing the Building Inspector to attend a one day seminar on June 4th at Hudson Valley Community College and for the \$30.00 registration fee to be a proper town charge.

Roll call vote resulted as follows:

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

The Building Inspector also requested approval to purchase two tires for the Building Department truck from Warren Tire under state contract at a cost of \$98.45 each plus \$11.00 each for mounting. He also obtained quotes from Cardinale's Car Care in the amount of \$158.00 each and Complete Auto Service in the amount of \$145.00 each. This purchase would be made out of B3620.4.

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair authorizing the purchase of two truck tires for the Building Department truck from Warren Tire at a cost not to exceed \$98.45 each plus \$11.00 each for mounting under state contract.

Roll call vote resulted as follows:

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

CALICO DANCERS – FIELD CHANGE AND WATER/ELECTRICAL TO FIELDS 5 & 6

Steve Gram reported that the water lines will be laid tomorrow. He is obtaining prices on the electrical for a 200 amp service with a 500 foot cable that will run from the pole to the pavilion.

Supervisor Jenkins asked him to provide the Board with prices by the next meeting.

Councilwoman LeClair stated that she and Steve walked the area with Mr. & Mrs. Salazar and they were excited and happy with the new location.

TRANSFER STATION MULCH/BRUSH

The Town Board previously received and discussed proposals for the grinding of the brush at the Transfer Station and the hauling away of the brush. **[Amended 6/9/09 by jf – clarification: we aren't hauling away the newly ground material. We are hauling away the existing composted material.]** A&B Mulch submitted a proposal to grind the brush at no charge, but they won't haul it out of the Transfer Station. The highway department will haul the brush

once it is ground to their facility on Washburn Road at a cost of \$4,206.78. This cost covers use of the highway trucks, labor and fuel. The Board also discussed what account this should be paid out of. Audit & Control opined that it should come out of the town outside village account. There are funds in the Refuse & Garbage account B8160.4 to pay for this. A transfer would be required.

Councilman Kusnierz thought that it should come out of the general fund since village residents can benefit from this also by taking their brush to the Transfer Station.

Supervisor Jenkins stated this raises the question of whether or not we should charge people who bring brush into the Transfer Station.

Supervisor Jenkins stated he could go back to Audit & Control and tell them that it is a landfill issue and should be paid out of the general fund and see what they think about it.

Councilman Kusnierz said it should be a user fee based service. That is the way the Transfer Station is operated. There is a cost to the Town to get rid of it.

Councilwoman LeClair said we have to look at fees soon if we are going to go that way. It is the time of year when brush comes in to the transfer station. We are going to get it cleared out and it will stack back up again. Galusha wanted \$3,650.00 to grind it and not haul it away and the other wanted \$450.00 per hour to grind and take it away. If there comes a time when A&B Mulch doesn't want to do it for free with us just picking up the highway expense then we are going to be facing a bigger cost.

Supervisor Jenkins stated that we should approve getting this done and then schedule a workshop to discuss the issue of whether or not we charge and what we charge.

Councilman Prendergast stated that if we are going to approve something we need to nail down where the money is going to come from.

Supervisor Jenkins asked the Board if they wanted to move ahead on this. The only cost is going to be to have the highway department haul the brush away and it will only require a transfer of funds from town outside account to the highway account.

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Councilman Prendergast stated again that they should decide where the funds are coming from first before they approve it.

Supervisor Jenkins stated the question is do we move on it or wait until the next meeting. It was his opinion it could be approved and authorize a not to exceed amount and figure out which account to pay it out of after the fact.

Councilwoman LeClair suggested that Supervisor Jenkins try and obtain more information and the Board could decide on it at the audit meeting on Thursday.

Councilman Kusnierz stated that the Transfer Committee could contact other haulers for prices in the meantime.

Councilman Cumm said that would be an outright outlay of funds that way rather than just a transfer between accounts.

Councilman Kusnierz said the Town already owns the trucks why are we paying for them anyway.

Councilwoman LeClair stated that she would rather see the \$30.00 per hour go into our highway department for things we benefit from rather than spend it on an outside vendor.

Supervisor Jenkins said he would call the comptroller's office again tomorrow.

Councilman Prendergast stated again that we would be scheduling something that would cost us money when we don't know ahead of time if it will be paid from general fund or town outside.

Attorney Auffredou added that it would be unusual for the Board not to identify the account the expense will be paid from first.

BURLEY & GUMINIAC PROPOSED CONTRACT

Supervisor Jenkins stated that the proposed contract from Burley & Guminiak to monitor the telemetry between the sewage pump stations in the Town is in the amount of \$8,500.00 a fixed fee. It would be paid out of the Trust & Agency account. The developer will pay this fee and it will be deposited into the Trust & Agency account.

There was discussion on miscellaneous expenses that was mentioned in the proposed contract. The contract proposes expenses for mileage, postage, printing and shipping of maps above and beyond the \$8,500.00 fixed fee.

A motion was made by Councilman Prendergast and seconded by Councilman Cumm authorizing the supervisor to sign a contract with Burley & Guminiak upon advice from legal counsel at an amount not to exceed \$8,800.00 for remote telemetry monitoring of the sewage pump stations.

Roll call vote resulted as follows:

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

LABOR READY

A regular meeting of the Town Board of the Town of Moreau was held on May 26, 2009 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

Supervisor Jenkins stated that Attorney Auffredou has reviewed the agreement/contract from Labor Ready and is okay with it. Labor Ready pays \$12.25 per hour and it would be strictly a contractual basis whereby they would provide labor as needed to the Town. If we need somebody for one day to help Royce mow cemeteries they could provide the labor. He didn't want to replace any part-time employees. They would be used only on an emergency basis.

Councilman Cumm stated especially in the Rec. Department when they start up the park in the spring.

Councilman Prendergast said he was going to say especially not in the Rec. Department case.

Councilman Kusnierz said he asked the representative from Labor Ready how many people from the Town of Moreau they employ and he replied not many. When we put an ad in the paper or website we get 80 or 90 applications. He would rather support the hiring of another part-time person from our Town for the summer that could float to other departments where needed.

Supervisor Jenkins stated part of the problem is getting help for starting up the park. Students are still in school.

Councilman Kusnierz said he wasn't talking about hiring just students. He thought in this economic climate we should have someone from our Town meet our needs.

Councilwoman LeClair stated that Gabriel from Labor Ready would like for us to at least sign the paperwork so if we need somebody for two days in the fall we aren't in the situation where we don't have somebody for two days. If we need somebody for two days in the fall and four days in the spring are we going to be able to find somebody that is willing to do that on an on-call basis and will be available when we need them?

Councilman Cumm stated that by signing the contract we are under no obligation to use them.

Councilwoman LeClair stated that she would like to get a contract in place so that if we need somebody for one day and we don't have a part-time employee who wants to work one day we aren't back to where we are now and have to wait three weeks.

Supervisor Jenkins stated it would still require Town Board approval before we bring somebody in.

Councilman Kusnierz stated that while we don't do background checks on our employees either, we sit down and interview a person and get a general feel of what they are about and their work history. This provides a layer of protection and security that we wouldn't otherwise get by having an outside contract. He preferred the Town hire the staff we need through the season. There are openings now. He suggested three or four people be hired part-time so when we have a labor shortage it isn't a big deal to slide people around. A summer salary doesn't amount to a lot of money.

Supervisor Jenkins stated that sounds good, but the problem is that you have to hire these people and they need pre-employment physicals and it doesn't respond to what we need today unless we want to add a person for 20 hours a week for 6-8 months. Our budget would handle that right now. There are plenty of funds in there.

A motion was made by Councilman Cumm to contract with Labor Ready to use their services on an as needed basis and emergency basis with approval of the Board by a phone call vote.

Attorney Auffredou stated they couldn't vote by phone.

Supervisor Jenkins said they would need three Board Members approval to bring a person in.

Attorney Auffredou said he would be okay with the following wording: "upon notification it is approved"

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Councilman Cumm said he was okay with that wording.

Councilwoman LeClair said there is no way she can tell from an interview if a person is a child molester. She used the example of priests and uncles and scout leaders and teachers, anybody, that have been child molesters.

Councilman Kusnierz stated that he could get a good idea on somebody's dark background by talking with them one on one over somebody who comes through the door to work for us from an outside source.

Councilman Cumm stated that there was one candidate for the Rec. job that seemed good until a question was asked and it all came out.

Councilman Kusnierz stated it was a good thing there was an interview then.

Councilman Cumm stated that you can't always tell though.

Councilman Prendergast stated that Labor Ready has told us ahead of time that they have people that we would have some concerns about. It is such an important issue that it really does bother him that we don't know who we are dealing with.

Supervisor Jenkins stated that he didn't have a problem if three Board Members agreed to hire another part-time person, but that hasn't occurred and we have been short ever since March with personnel in the Rec. Department.

Councilman Prendergast stated he doesn't have a problem with this, but is there money budgeted.

Councilwoman LeClair seconded the following motion:

Contract with Labor Ready to use their services on an as needed basis and on an emergency basis upon notification by telephone to at least three Board Members and their approval.

Roll call vote resulted as follows:

Councilman Kusnierz	No (Preference should be given to our Town residents for jobs especially in these hard economic times.)
Councilman Cumm	Yes
Councilman Prendergast	No
Councilwoman LeClair	Yes
Supervisor Jenkins	Yes (It will be used very little, but if we need to do it, it is there.)

CONSERVATION COMMITTEE

Requests were received from Mary Jenkins and Patricia Walters to serve on the Conservation Committee.

A motion was made by Councilman Prendergast and seconded by Councilman Cumm to appoint Mary Jenkins and Patricia Walters as members of the Conservation Committee.

Roll call vote resulted as follows:

Councilman Cumm	Yes	
Councilman Prendergast	Yes	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 May 26, 2009 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

Councilwoman LeClair noted that the Town code reads that the Town Board selects the chairperson for the committee and she wanted to recommend Mary Meade as chairperson. In her opinion any member of the committee is qualified to serve as chairperson. She was recommending Mary Meade, because of her familiarity with her. She has worked with Mary and knows that she can conduct a meeting and keep it on track.

Councilman Kusnierz stated that they should allow the Conservation Committee to come to a consensus on who they would like to be chairperson and then bring recommendation back to the Town Board for action.

The Board Members were in agreement with this suggestion.

Councilwoman LeClair reported that the NYS Parks & Trails will hold a "Bicycle Tourism Round Table" at the Crandall Public Library on June 3rd at 6:00 p.m. to 8:00 p.m. in case anybody is interested in attending.

NEWSLETTER

Councilwoman LeClair reported that she has been working with Terry on a newsletter and they hope for a July 1st release date for the first publication. Terry was sending a press release to the Post Star in which the public is asked to submit suggestions for the name of the newsletter. Some suggestions to include in the newsletter are:

- News from each department of the Town
- Committee news (i.e., Recreation Commission, Conservation Committee)
- Events (i.e., Pow Wow and Moreau Fun Days)
- Recognize volunteers within the community
- Recognize businesses within the community (i.e., SCA Tissue just received a phenomenal award for their volunteer protection partnership.)
- Picture of Jesse Fish to let people know he is the new water superintendent
- Information about the Town's website
- An employee corner

Councilwoman LeClair talked with the Post Office and they suggested she call Mailings Made Easy, which she did. Mailings Made Easy will fold, seal and mail the newsletters for 26 cents per piece. It would be a postal delivery mail and not to any particular person. They hoped to print the newsletters in house. We could mail the first issue and in that issue let people know where the next issue can be obtained (on the Town's website, at the Moreau Community **Center [Amended 6/9/09 jf]**, Town Hall, etc.)

Supervisor Jenkins asked Councilwoman LeClair to get back to the Board in two weeks with the total cost.

SPRINT/NEXTEL CELLULAR PHONE PLAN

The Town Board reviewed a spreadsheet prepared by Fran Thibodeau of all the cellular phones in use by town employees showing minutes used and the rates.

Following discussion on this it was the consensus of the Board to do away with the cellular phone that Kathy Perez uses in the Building Department and the direct connect and Joe and Tom will keep the ones they have and eliminate the phone that Mike Shaver used. It will save the Town about \$900.00 a year.

MANNIX MARKETING AUDIO RECORDINGS

Mannix Marketing proposed a fee of \$65.00 to set up the Town's website to enable it to accept audio recordings of Town meetings. There will also be a \$200.00 per year charge to host the dedicated service for this capability. They will train Terry McGuire in the Supervisor's Office to post the audios on-line.

A regular meeting of the Town Board of the Town of Moreau was held on May 26, 2009 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

A motion was made by Councilman Cumm and seconded by Councilwoman LeClair authorizing the Supervisor to enter into a contract with Mannix Marketing in the amount of \$65.00 for a one time set up

fee and \$200.00 per year hosting fee to enable audio recordings of Town meetings to be posted on the Town's website subject to counsel's reviews.

Discussion:

Councilman Prendergast asked if we have resolved all the issues with the new website.

Councilwoman LeClair stated she believed so. Terry is putting the minutes on. Now and then somebody has had a problem with e-mails and Terry has taken care of it.

The Town Clerk advised that there is information missing and a few things are wrong with her pages and there is a lot of information missing from the other departments that used to be on the old website. She didn't know if the Board wanted to put this information back on or not and she couldn't speak for the other departments, but there is information lacking.

Supervisor Jenkins advised that a request has been received to post the minutes on the Town's website within three days of the meetings. He said that would be difficult to do. It is time consuming to put them on and then when they are corrected and approved take the drafts off and the approved sets back on.

Councilman Kusnierz stated that as we go forward with posting the audios on the website that will take care of that problem.

Councilman Prendergast stated that he didn't have a problem putting the audios on the website, but there seems to have been problems setting up the website and the public has voiced concerns over it and until everything is resolved he didn't want to move forward with something else.

Councilman Kusnierz said we haven't paid them yet.

Councilman Cumm stated that most of the issues are technical corrections of things already on the site.

Councilman Prendergast stated then let's get it done. The last several meetings that is all he has heard about.

Attorney Auffredou preferred to treat this as an addendum to their original contract simply stating that they will host the audio portion of our meetings for a one-time fee of \$65.00 for training and \$200.00 annually thereafter and all other terms and conditions apply. What Mannix Marketing is proposing for a contract to do this is unbelievable and he couldn't support it.

Roll call vote resulted as follows:

Councilman Prendergast	No (Not against the concept of the audio portion, but until everybody is satisfied with the product and all issues resolved we shouldn't enter into another portion.)
Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Councilman Cumm	Yes
Supervisor Jenkins	Yes

15 MINUTE PUBLIC COMMENT PERIOD

A regular meeting of the Town Board of the Town of Moreau was held on May 26, 2009 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

Adele Kurtz asked what the status of the federal money was for the Route 9 sewer project.

Supervisor Jenkins stated he submitted an appropriation request through our congressman for \$1.4 million of the \$5.4 million project and it will probably make the appropriation list. The congressman feels very strongly about economic development and he thinks this project is a strong economic development issue so we should have a chance of getting some money.

On June 1st we will be submitting a request to New York State Department of Health (DOH) and Environmental Facilities Corp. (EFC) for \$5.4 million. If we get federal stimulus money then up to 80% would be in grants and the balance in interest free loans for a thirty year period.

Adele Kurtz asked if this would impact the travel center proposed at exit 17.

Supervisor Jenkins responded saying that they have said they would hold up their construction for up to 90 days to await the sewer. At that point we would try to negotiate with them to have them help us with some of the costs.

Supervisor Jenkins spoke about the highway project on Route 9 that DOT is working on with federal stimulus funds. They will realign the intersection at Spier Falls Road and Route 9 and a traffic light will be installed and a center turning lane. Pilot has offered to install a 2nd traffic light to service their facility and the Valero station across the road.

Councilman Prendergast stated that he is aware that other area officials have met with the new congressman and it concerns him over the ones that haven't.

Supervisor Jenkins stated that he plans to meet with him in June.

Councilman Prendergast suggested maybe a councilman should meet with him too.

Reed Antis asked if the county water plant on Butler Road will create any local jobs.

Supervisor Jenkins stated that he would have to find out. Right now it is under construction, but there will be jobs created. It is an authority and not really a legal arm of the county and they hold different status on the law. There are county supervisors who sit on their board and could have some influence.

COMMITTEE REPORTS

Councilman Prendergast recalled at the last meeting there was the issue over medians and reference was made that there isn't any real policy from the Town Board. It is his opinion that the Town Board should convey a policy to the Planning Board and that should be that we don't take over medians.

Councilman Kusnierz didn't have a problem with this.

Supervisor Jenkins stated that we should also get the information on projects going before them.

Attorney Auffredou recapped what Councilman Prendergast said and that was that they would know ahead of time that the Town Board isn't interested in accepting dedication of a median. Therefore, when the Planning Board is in the initial stages of an application where a median is proposed the Planning Board should say to the applicant that they either have to change their plans or the Town Board won't accept it.

Councilman Cumm stated our zoning right now reads when there is only one exit or entrance from a development a median has to put in.

The response to this was that there are a lot of the subdivisions that wouldn't meet this criteria.

A regular meeting of the Town Board of the Town of Moreau was held on May 26, 2009 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

Councilman Kusnierz said they should consider a policy to address shared driveways. If we are going to allow them they should be built to certain standards.

SUPERVISOR'S ITEMS

Supervisor Jenkins received a call from Ed DeVarney and he indicated there are some interest free energy bonds and grants for equipment projects, but nothing available for gas field structures and in our particular site there would be quite a bit of that. He would be willing to proceed at his expense, but would want a commitment from us that at the conclusion he would have the right to do certain things.

Attorney Auffredou didn't know if a municipality could do that.

Supervisor Jenkins thought what he was talking about was that we don't take his information and get somebody else to do the project.

Attorney Auffredou said he would need to know what he has in mind.

Supervisor Jenkins asked Attorney Auffredou to call Ed DeVarney and talk to him about this.

A motion was made by Councilman Kusnierz and seconded by Councilwoman LeClair to adjourn to executive session at 9:32 p.m. to discuss the employment history/performance of a particular unnamed employee and unnamed committee member.

Roll call vote resulted as follows:

Councilwoman LeClair	Yes	
Councilman Kusnierz	Yes	
Councilman Cumm	Yes	
Councilman Prendergast		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 Councilwoman LeClair to adjourn the executive session and re-open the regular meeting at 10:04 p.m.

Roll call vote resulted as follows:

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

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair to adopt the following resolution:

RESOLVED, that the Town Board hereby notifies the Recreation Commission that at their meeting to be held on June 1, 2009 they shall appoint a new secretary due to the fact that the Town Board hasn't received any minutes after numerous requests and this is in violation of Town Code, and

BE IT FURTHER RESOLVED, that the Town Board expects a summary content of all Recreation Commission Meetings held over the last five months and/or since the appointment of the current secretary within ten (10) business days and all future minutes shall be delivered to the Town Board in accordance with Town Code.

Roll call vote resulted as follows:

A regular meeting of the Town Board of the Town of Moreau was held on May 26, 2009 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

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

A motion was made by Councilwoman LeClair and seconded by Councilman Prendergast to adjourn the regular meeting at 10:08 p.m.

Roll call vote resulted as follows:

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

Meeting adjourned.

Respectfully submitted,

Jeanne Fleury
Town Clerk