

A regular meeting of the Town Board of the Town of Moreau was held on April 24, 2012 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

Supervisor Jenkins called the meeting to order at approximately 7:02 p.m.

The Town Clerk called the roll.

Town Board Members Present

Robert J. Vittengl, Jr.	Councilman
Bob Prendergast	Councilman
Todd Kusnierz	Councilman
Preston Jenkins	Supervisor

Town Board Members Absent

Gina LeClair	Councilwoman
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Also Present: Jeanne Fleury, Town Clerk; Karla Buettner, Attorney for the Town; Steve Gram, Recreation Director; Jesse Fish, Water Superintendent; Jim Mitchell, Engineer for the Town; David Canfield, Post Star Reporter; Dave Osher from The Buck Group; Tim Burley, Engineer for the Town; Paul Post, Reporter with the Saratogian (entered meeting at 7:35 p.m.); Garry Robinson, Engineer for the Town (entered meeting at 7:40 p.m.); Town Residents: Donna Prout, Roberta Spaulding, Michael Bushman, Tom Hutchins, Ed and Barbara Petrush, Adele Kurtz, Rich Morris (entered meeting at 7:40 p.m.), Reed Antis (Planning Board Alternate), Elizabeth Lanfear (Recreation Commission Member), and Village Residents: Tony Girard and Harry G. Guthel, Jr.

Supervisor Jenkins led the Pledge of Allegiance.

Supervisor Jenkins welcomed everyone to the meeting and asked everyone to turn off or put on vibrate all electronic communication devices.

MINUTES

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

April 4th and April 10th

MINUTES – APRIL 4, 2012 – TOWN BOARD WORKSHOP RE: PROPOSED NEW MUNICIPAL COMPLEX

No comments or corrections.

A motion was made by Councilman Prendergast and seconded by Councilman Kusnierz to approve the minutes of April 4th as prepared.

Roll call vote resulted as follows:

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

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MINUTES – APRIL 10, 2012 – REGULAR TOWN BOARD MEETING

Correction: Page 176 – last paragraph – 2nd line – change the word “without” to “with”

Councilman Kusnierz said he wanted to point out that the minutes of April 10th read that the meeting was called to order at 7:00 p.m. when it was actually 6:55 p.m. and he pointed this out to the deputy supervisor at that meeting.

Councilman Prendergast replied that it really should read that Councilman Kusnierz didn't agree that it was 7:00, because the disagreement was over whether it was 6:55 or 7:00. When the deputy supervisor looked at the clock it read 7:00 p.m.

Councilman Kusnierz replied that the clock was inaccurate, which he pointed out.

Councilman Prendergast replied that is the disagreement. It could have been 6:58 p.m. He said the deputy supervisor may not have started the meeting early. According to the clock she didn't.

Councilman Kusnierz stated the public expects the meetings to be held according to what the real time is and most people use their cell phones to track it.

Supervisor Jenkins asked Councilman Kusnierz what time he had now and Councilman Kusnierz replied 7:07 p.m. Supervisor Jenkins said the clock is right now. Someone must have changed it.

The Town Clerk said she changed the clock to A.T & T. time on her cell phone.

Councilman Kusnierz said the point he was making was that he brought it to the attention of board members.

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl to approve the minutes of April 10th with the above correction and comments so noted.

Roll call vote resulted as follows:

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

FUTURE MEETINGS/WORKSHOPS SCHEDULED

Supervisor Jenkins stated that the board needs to schedule a public hearing on Water District 1 Extension 3.

Attorney Buettner asked if he wanted to do this now or later in the meeting. There is a resolution that she has prepared scheduling the public hearing. Her e-mail wasn't working so she has copies for the board of the resolution for this and the Buck Group project.

Councilman Kusnierz asked if it was a resolution the board was being asked to act on tonight and Attorney Buettner asked if he was referring to the Buck Group and she said no. Councilman Kusnierz said any resolution and Attorney Buettner replied yes on the resolution setting the public hearing for Water District 1 Extension 3.

Councilman Kusnierz said if it is the board's intent to act on the resolutions then why is the board just getting them tonight?

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Supervisor Jenkins said the intent is for the board to schedule a public hearing.

Councilman Kusnierz asked what they were doing with the resolution then.

Attorney Buettner replied that the resolution will schedule the public hearing. That is all the board is doing at this meeting. She added that basically the resolution reads that a map, plan and report has been filed for Water District 1 Extension 3 that was discussed at the April 10th meeting when the board declared lead agency. The resolution also sets the public hearing for May 8th at 6:50 p.m. and authorizes the supervisor to sign the order and authorizes the town clerk to publish it in the Post Star. Similar to what was just done for Sewer District 1 Extension 3.

Councilman Kusnierz asked if this was on the agenda.

Attorney Buettner referred to the agenda and read from item 2 that reads "set public hearing on Water 1 Extension 3 creation".

Councilman Kusnierz asked if the board could get resolutions that they were expected to vote on ahead of time and said that is typically how it works.

Attorney Buettner replied "absolutely".

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

WHEREAS, the Town Board of the Town of Moreau ("Town Board") is considering an application entitled Extension No. 3 of Water District No. 1 within the Town of Moreau for the purposes of providing municipal water service to 33 parcels located along Sisson Road to Bluebird Road. The area of the parcels to be serviced are collectively 1-2 +/- acres of land located along Sisson Road, Moreau Rec Park Road, Hatchery Road and Fortsville Road, identified as tax map parcels 50.-2-106, 50.-2-7.12, 50.-2-96.1, 50.-2-96.2, 50.-2-98, 50.-2-99, 50.-2-21, 50.-2-107, 50.-2-23.2, 50.-2-23.1, 50.-2-24.2, 50.-2-24.4, 50.-2-24.1, 50.-2-20.1, 50.-2-20.2, 50.-2-88, 50.-2-25.1, 50.-2-25.2, 50.-2-26, 50.-2-27, 50.-2-28, 50.-2-29, 50.-2-31, 50.-2-30, 50.-2-73.1, 50.-2-73.2, 50.-2-73.3, 65.-1-16.2, 77.-2-4.12, 77.-2-4.3, 77.-2-4.4, 90.-1-78, 50.-3-28; and

WHEREAS, the Town Board has received petitions from numerous property owners located on the above-referenced roads to establish Extension No. 3 of Water District No. 1; and

WHEREAS, Extension No. 3 of Water District No. 1 is located entirely within tax map parcels 50.-2-106, 50.-2-7.12, 50.-2-96.1, 50.-2-96.2, 50.-2-98, 50.-2-99, 50.-2-21, 50.-2-107, 50.-2-23.2, 50.-2-23.1, 50.-2-24.2, 50.-2-24.4, 50.-2-24.1, 50.-2-20.1, 50.-2-20.2, 50.-2-88, 50.-2-25.1, 50.-2-25.2, 50.-2-26, 50.-2-27, 50.-2-28, 50.-2-29, 50.-2-31, 50.-2-30, 50.-2-73.1, 50.-2-73.2, 50.-2-73.3, 65.-1-16.2, 77.-2-4.12, 77.-2-4.3, 77.-2-4.4, 90.-1-78, 50.-3-28; and

WHEREAS, Burley-Guminiak & Associates has prepared a Map, Plan and Report on Extension No. 3 of Water District No. 1 ("Map, Plan and Report"), outlining the description of proposed Extension No. 3 of Water District No. 1, the facilities within the extension, the estimated cost of the project and estimated user fees within the proposed water district extension; and

WHEREAS, all necessary water district extension costs and all construction shall be borne by the Town, and

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WHEREAS, the Town Board has reviewed the Map, Plan and Report and has further determined that it is appropriate to schedule a public hearing on the formation of Extension No. 3 of Water District No. 1; and

NOW, THEREFORE, BE IT RESOLVED that:

1. The Supervisor is authorized to execute the Order and Notice of Public Hearing scheduling a public hearing on the formation of the proposed Extension No. 3 of Water District No. 1; and
2. A public hearing is scheduled for Tuesday, May 8, 2012 at 6:50 p.m.; and
3. The Town Clerk is authorized to publish the aforementioned Order and Notice of Public Hearing once in the Glens Falls Post Star newspaper, post the Order and Notice of Public Hearing in the town office building. Such publication shall occur not less than 10 days nor more than 20 days prior to the public hearing. In addition, the Town Clerk is authorized to post the Order and Notice of Public Hearing on the Town's website.

Roll call vote resulted as follows:

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

15 MINUTE PUBLIC COMMENT PERIOD

The board discussed with Elizabeth Lanfear storage of the portable ice rink.

LISA ROWLAND–STELLAR EVENT–PROPERTY FUNDRAISER FOR VETERAN'S MEMORIAL PARK

Lisa Rowland contacted the supervisor's office prior to the meeting and advised that she would be unable to attend the meeting.

HIGHWAY DEPARTMENT REQUESTS

The highway superintendent submitted a request for crack sealing with Gorman Bros. in the amount of \$17,000.00 under state contract #PC65400. The following roads will have cracks sealed:

Tanglewood Drive	Feeder Dam Road
William Street (32-Main St.)	Nolan Road
Pine Road	Thornapple Drive

If money allows then Elmwood Drive and Washington Road will be done.

This expense will come out of account DB5112.493.2 that had a balance of \$17,000.00.

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl authorizing the crack sealing with Gorman Bros. under state contract #PC 65400 at a cost not to exceed \$17,000.00.

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Roll call vote resulted as follows:

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

The highway superintendent submitted a request to purchase culvert pipe at a cost of \$8,000.00 from either Chemung Supply, Lane Enterprises or Ferguson Waterworks all under county contract #11-PWP-21R depending on price and availability out of account DB5110.497 that had a balance of \$10,000.00.

The culvert pipe will be used for the following projects:

Hatchery Road	
100 feet	12 inches & end sections
40 feet	24 inches & end sections

Old West Road	
60 feet	10 inches
100 feet	12 inches & end sections
20 feet	18 inches & end sections
180 feet	24 inches & end sections

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl authorizing the purchase of culvert pipe from either Chemung Supply, Lane Enterprises or Ferguson Waterworks all under county contract #11-PWP-21R depending on price and availability at a cost not to exceed \$8,000.00.

Roll call vote resulted as follows:

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

The highway superintendent submitted a request to purchase asphalt concrete to be used for driveway aprons and shimming for the upcoming paving season in the amount of \$3,000.00 from either Peckham Materials, Palette Stone or Pompa Bros. all under county contract #12-PWAC-3R out of account DB5110.493 that had a balance of \$12,000.00 as of 3/5/12.

The board questioned why this was needed now and if they highway department was paving now or not and how many driveway aprons this material would cover. Since Paul Joseph was not present the board members decided to table this request.

The highway superintendent submitted quotes for the diagnosis and repair of the hydraulic valve inside the transmission housing on the D-4 Caterpillar Dozer as follows:

Chandler Tractor	\$800.00 to \$1,000.00
Milton Cat	\$1,362.00 approx. \$750.00 per mile - \$102.00 per hour @ 6 hours estimated. Return visits @ .60 per mile and \$102.00 per hour.
No other local dealer known for Cat	

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This expense will be paid out of account DB5130.405 that had a balance of \$20,323.51 as of 4/2/12.

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl authorizing the diagnosis and repair of the hydraulic valve inside the transmission housing of the D4 Caterpillar Dozer by Chandler Tractor at a cost not to exceed \$1,000.00.

Roll call vote resulted as follows:

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

Councilman Kusnierz stated that at the last meeting he brought to the attention of the highway superintendent and town board the fact that he has received a couple of calls from residents along Burt Road looking for signage about tractors crossing at two locations and children at play. One of the reasons for this request was because of an accident that occurred last year involving a vehicle traveling at a high rate of speed that ran into farming equipment that was lawfully and legally being towed on the highway. There are several active farming operations along that road. He asked the board members to support and ask that the highway superintendent make the purchase of those signs and install them. The speed limit on that road is 55 mph and the board has asked the state and county to lower the speed limit without any success. He hopes that the installation of these signs will help slow vehicles down and provide increased safety for the residents along the roadway.

Supervisor Jenkins didn't think a motion and second was necessary. Rather, if Councilman Kusnierz gave him a list of locations for the signs he would give it to Paul Joseph the highway superintendent.

The board members present didn't have any objection to this request.

Tim Burley, Engineer for the Town, was present and said he would like to add something under the topic of the highway department as it relates to the Clark Road culvert repair.

He stated that the paperwork was submitted to FEMA for the Clark Road culvert failure. Representatives from FEMA met with town representatives. They left us with a shopping cart of items to submit to FEMA. The gentleman who does the worksheet for FEMA received all the information as of last week. All he has to do now is do the worksheet. The repair to the culvert may be funded by FEMA.

NEW HIGHWAY GARAGE – CHANGE IN PROPOSAL #14

A proposal was received from TMG to build an 8' x 8' entrance enclosure at the south end of the new highway garage building and proposed cost was \$13,205.50.

Supervisor Jenkins stated that there would be about \$30,000.00 left in the highway garage capital project fund after this project was completed.

Councilman Kusnierz thought that the amount was excessive for a 64 square feet area.

Supervisor Jenkins questioned whether it was needed. If it is needed then perhaps it should be priced out after the new highway garage building is completely built.

Councilman Prendergast said that is where he headed with this. He suggested they wait until the building was finished and then get quotes.

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Supervisor Jenkins said he was fine with tabling this proposal.

This proposal was tabled.

RECREATION DEPARTMENT REQUESTS

None

Supervisor Jenkins reported that clean up day in the rec. park was held this past weekend and there were a total of 130 volunteers, one of the biggest turn outs we have had. He wanted everyone to be aware of their efforts.

Councilman Kusnierz asked Steve Gram how he was progressing with repairing the backstop fencing in the rec. park. He said that he and Councilman Vittengl were down in the park reviewing the situation with the recreation staff.

Steve Gram replied that they were working on them. It was labor intensive, but they were able to repair the backstop fencing for field 1. They are going to continue working on the rest of them.

Councilman Kusnierz thanked Steve Gram and his staff for doing this and said that the taxpayers appreciate it.

WATER DEPARTMENT REQUESTS

None

Councilman Kusnierz said he received a couple of calls from a resident along Route 32 who has an issue with getting the water line under his driveway. He asked Tim Burley if he was working with this person to get the issue resolved.

Tim Burley reported that there will be a construction meeting tomorrow. He said he was working on getting it done.

BUILDING INSPECTOR'S REQUEST

A request was received from Joe Patricke, Building Inspector/Code Enforcement Officer, to attend a Radon Resistant New Construction class on May 10th from 8:00 a.m. until 12:00 p.m. at the Century House in Latham, New York, and for the registration cost of \$25.00 plus mileage to be a proper town charge.

A motion was made by Councilman Prendergast and seconded by Councilman Kusnierz authorizing Joe Patricke to attend a Radon Resistant New Construction class on May 10th from 8:00 a.m. until 12:00 p.m. at the Century House in Latham, New York, and for the registration cost of \$25.00 plus mileage to be a proper town charge.

Roll call vote resulted as follows:

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

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ACCEPT RESIGNATION OF JODY MUNGER, PT COURT CLERK, EFFECTIVE 6/1/12

A letter of resignation was received from Jody Munger from the position of part-time court clerk effective 6/1/12.

A motion was made by Councilman Kusnierz and seconded by Councilman Prendergast to accept the resignation from Jody Munger from the position of part-time court clerk effective 6/1/12.

Roll call vote resulted as follows:

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

ENGINEER'S REPORT FOR BEACH AREA SEWAGE DISPOSAL

Garry Robinson submitted an engineering report analyzing the sewage disposal system for the beach area which had a failure in 2011. He listed three solutions to rectify the failure as follows:

1. Repair/replace the existing on-site sewage disposal system.
2. Provide a pumping system with a force main to pump the sewage from the building to a Village of South Glens Falls sewer line located in front of the Village DPW garage. The sewage would then be treated at the City of Glens Falls Treatment Plant.
3. Provide a holding tank or tanks on-site to retain the daily sewage flows until the tanks are full. When the tanks are full a septic hauler would be called to evacuate the holding tank or tanks and legally dispose of the wastes off-site.

In his report Mr. Robinson recommends eliminating solution #1 from further evaluation as public health could always be in question with such a system, even if NYS DOH was to approve an application for such a system.

In his report Mr. Robinson outlined the costs associated with solutions #2 and #3 as follows:

Solution #2 – Grinder Pump/Force Main – Total Cost \$27,528.00 with an annual O&M cost of \$2,935.00

Solution #3 – Holding Tanks/Pump Out Material Costs – Total Cost \$8,000.00 with an annual O&M cost of \$8,880.00.

Councilman Kusnierz asked if anyone had an idea how many people use the facilities at the beach, because \$27,000.00 is a hefty amount when the beach is only used for two months a year.

Supervisor Jenkins stated that if the problem isn't corrected the beach won't be able to open and could be closed permanently. He asked Councilman Kusnierz if he had a better solution.

Councilman Kusnierz asked if they needed to have bathrooms at the beach. He wondered if it would be better to install a swimming pool in the Harry J. Betar Recreational Park.

Councilman Vittengl stated that they could calculate in the fact that the life span of the beach is about 25-30 years and attendance has been growing and this will only help with growth in users of the beach in the future.

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Supervisor Jenkins stated that if they improved the quality of the beach area then the use would increase.

Councilman Kusnierz said again that he wondered what the cost would be for a swimming pool and if that would be a better investment.

Garry Robinson stated that the present leach field doesn't meet state requirements so there is no sense putting money into it.

Councilman Kusnierz asked if they could use port-o-potties at the beach and Garry Robinson said maybe for the short term, but he would have to ask NYS DOH.

Councilman Kusnierz asked what the labor cost would be and Garry Robinson said he wasn't sure. He said that Brian Abare, Jesse Fish and Paul Joseph have discussed this project, but no cost was discussed yet.

Councilman Kusnierz said that is information the board should have before them before they act on this.

Supervisor Jenkins said they could table this until May 8th and in the meantime Garry Robinson can contact NYS DOH and see what they will allow.

Councilman Prendergast stated that last year he was down at the beach one day and it was packed with people. He was surprised to see how many people were using the beach. He said that he doesn't want port-o-potties down there and he doesn't want holding tanks. There comes a time when we have to spend some money and he doesn't want to close the beach. He wants to hook up to the village sewer system.

RFP'S – ENGINEERING FIRMS – HYDRAULIC MODEL OF PRESSURE SEWER SYSTEM FOR TOWN

Supervisor Jenkins asked the board for approval to send out RFP's to engineering firms for the development of a hydraulic model of pressure sewer system for the Town. The model shall include the following projects:

- Moreau Industrial Park
- Bluebird Village Apartments
- Sisson Preserve Apartments
- Leonelli Apartments on Harrison Avenue
- Harrison Place Apartments
- The Nest Project
- Winterberry Woods Subdivision
- Arrowhead Meadows Subdivision

Councilman Kusnierz asked if the hydraulic model would be for existing and proposed projects and Supervisor Jenkins replied yes.

There were no objections raised from the board members over RFP's being mailed out to engineering firms.

TRANSFER STATION LOADER REPAIR

Supervisor Jenkins stated that repairs to the loader were discussed about four weeks ago.

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Councilman Kusnierz said he received a phone call the day after the meeting when this was discussed asking for verbal approval and he said that it should be discussed at a board meeting. He asked where they were at on this. He recalled that the board gave approval to do some of the repairs.

Supervisor Jenkins stated that nothing has been done on this request yet.

Councilman Prendergast stated that some hoses were authorized to be replaced and the step ups on the machine were authorized to be replaced.

Councilman Kusnierz said that he was concerned over the amount of funds available for this repair.

Supervisor Jenkins said there is about \$67,000.00 in contractual that can be used for these repairs. He said he doesn't know what has been done for repairs and what hasn't been done.

Councilman Kusnierz asked what was being asked of the board.

Supervisor Jenkins said the memo from the highway department that was before the board may have been a memo from the last meeting. He said that if the board approved the repair to the hoses and the step, which were needed for safety, then he suggested they put the rest on hold.

AMENDMENT TO ENGINEERING CONTRACT – WATER DISTRICT 1 EXTENSION 2

Supervisor Jenkins asked Tim Burley to explain why he was requesting an amendment to his engineering contract.

Tim Burley reported on Contract 2. He said there are five services left to install. By the end of the week all that will be left is English Village. The RV Park on Fortsville is next in line. A couple of services needed a bore under the road and there was some debris under Fortsville Road that made it difficult for the bore. One bore is under Spier Falls Road. Another bore is under Hatchery Road and then Mr. Clark's property for his water service. The biggest issue is the length of the contract. It was originally anticipated that this would be a six month project. Then when the project was bid out there was an addendum and it became a nine month project. The contractor that we have is not as efficient as the contractor that was on the Water District 6 project. There has been a lot of hand holding with this project to keep them organized and getting them into the houses.

Supervisor Jenkins stated that he discussed with Tim Burley the fact that a lot of the work inside the houses was botched up and Tim will have to go back in and re-inspect the work.

Tim Burley stated that they were down to one inspector. He and Steve are doing the punch list now, because the project is nearing substantial completion. He, Steve and Andy will go back and re-inspect under the administrative line item of the contract. The administrative line item of the contract is a lump sum.

Tim Burley told the board members that if they looked at the proposed amendment to his contract they will notice that they used less on expenses from what was estimated. Therefore, even though the inspection estimate has increased the overall total has been reduced. He said he has put in a lot of time on inspections that he hasn't even accounted for.

Supervisor Jenkins asked if this will cut into the contingency and Tim Burley replied that it will cut into it a little and then said that \$20,000.00 would come out of the contingency.

Tim Burley stated that the board has to do something or they won't have an inspector and we are going into the restoration part of the project and he doesn't want the contract to go any longer than nine months.

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Councilman Kusnierz asked why the project is taking so much longer than the last.

Tim Burley replied simply because of means and methods. Bat Con drilled the services into the homes and did two or three a day. This contractor is using a mole. There have been instances where they laid the pipe from the main line to the curb stop, but didn't finish the hookup into the house. They didn't do the tap, curb stop, lateral and meter all in one day. It wasn't a fluid construction process. He said he doesn't have a problem with the quality of the work, but the way it progressed was very slow. The work schedule was very erratic.

Supervisor Jenkins asked if there was a motion to approve the amendment to the engineering contract.

A motion was made by Councilman Prendergast and seconded by Councilman Kusnierz to amend the engineering contract between Burley-Guminiak & Associates and the Town of Moreau for Water District 1 Extension 2 from the original amount of \$664,000.00 to \$687,050.70 and authorizing the supervisor to sign the amendment.

Roll call vote resulted as follows:

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

RESOLUTION TO SEND PROPOSED PUD (BUCK GROUP – MOREAU TOWN CENTER TO PLANNING BOARD

David Osher from the Buck Group was present to discuss his proposed PUD project.

Councilman Vittengl recused himself from the meeting to avoid a conflict of interest.

Supervisor Jenkins asked Mr. Osher if there are any major changes to his plans from the original sketch plan.

Mr. Osher replied not in the drawings that are before the board. There may be changes within the next 30 days. He is going to be integrating retail into the residential at the request of a couple of retailers. He has a large retail player interested in the project. The first floor of the building will be retail and the floors above the retail will be residential and/or office space. It is a trend that works well. Trying to keep them separate is a little more problematic. He said that the residents in the residential portion of the project want retail at their finger tips. It also plays into developing more green space. Right now his plan calls for 67% green space, because they are going vertical with the building.

Councilman Kusnierz asked Mr. Osher if he had commitments for the commercial space and Mr. Osher replied that he is deep in negotiations with a large retailer.

Councilman Kusnierz asked if there are smaller retailers interested in the project and Mr. Osher replied that so far there has been interest expressed in siting a gas station there, a pharmacy, bank, cellular type store and a dollar store on the site. A big retailer is needed to drive the rest. We may end up with smaller retailers first before we end up with a big retailer.

Councilman Kusnierz asked Mr. Osher if he is the legal owner of the property now and Mr. Osher replied no not until the closing and he won't be closing until he gets approval from the town to move forward with his project.

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Councilman Kusnierz asked Mr. Osher what the ratio was between residential space and commercial space and Mr. Osher replied that upon complete build out there will be 200 residential units in stand-alone buildings and 96 residential units over the retail space.

Supervisor Jenkins asked Mr. Osher if ultimately the project would be a commercial subdivision with town roads within as per our code.

Councilman Kusnierz seemed surprised to hear that the roads within the development would be deeded over to the town and he asked if this was customary.

Mr. Osher replied no, but that is the way the Town of Moreau laws are written. He said that the taxes the town will receive from his project will far exceed the cost to plow and maintain the roads within the development.

Councilman Kusnierz asked Mr. Osher if he would rather have that option and Mr. Osher replied no, why would he. He did say however that he is a residential developer and maintaining properties is part of his business. If it was something they had to do they would do it. There are a lot of legal issues that will have to be looked at after they get past this. The sewer district will have to be created. They based their model on being able to finance it themselves. Mr. Osher stated that he wouldn't get the \$2.8 million back without coming to an agreement with the State. His partners would get their money back, but physically he wouldn't. Councilman Kusnierz asked that if they finance the sewer district, who would own it? Mr. Osher stated that it depends on how they develop the sewer district. He said that ultimately the Town would own it. He stated that they would put in an application and the Town would put in an application. The \$2.8 million would have to be spent before any money could come from the State. That's what they are ready, willing and able to do even if they don't get money from the State because the project supports it.

Councilman Kusnierz asked that because a big part of this project is the extension of the sewer system, where would it start and where would it end and what highways would be impacted? Mr. Osher replied that it would end at what he would call their residential entrance or just beyond their property line. It would start wherever the line is right now. Mr. Osher stated that they can build the line for cheaper than the Town's estimates because of who they are. Supervisor Jenkins stated that we had an estimate of \$3.5 million to go from exit 17 to Bluebird Road and down Bluebird to tie into the Schermerhorn project. Then there would be another piece that we would be put on an 8 inch line that would go to Sisson Road and all the way to the City of Glens Falls.

Councilman Kusnierz asked, what about the commercial corridor from Bluebird Road to the Village line? Supervisor Jenkins stated that to apply for lateral grants from the EFC are easier. Councilman Kusnierz asked that once the lines are in and a user wants to tap into the line, who determines how much they will pay and who do they pay? Mr. Osher replied that the Town would set the fee and collect the payment. It would go into the district and the district distributes the money according to the operating agreement they will have. Supervisor Jenkins stated that they have a chance to earn some of their money back by building the line. Councilman Kusnierz asked how they earn their money back. Mr. Osher stated by everyone hooking into it. Councilman Kusnierz asked it's not just the Town that owns the line then? Supervisor Jenkins said no, the Town owns it. Mr. Osher stated that they won't own it they'll just be getting their money back. Supervisor Jenkins said there will be a contractual relationship and an agreement is almost done. The Town will have the title and the Town will do the collecting. Councilman Kusnierz asked if essentially they are just recouping their costs and Mr. Osher said yes, they won't be making any money on the line. Councilman Kusnierz stated that we're pretty much deciding whether to let the developer finance this line or have the Town do it and Supervisor Jenkins stated, pretty much. He also stated that the Home of the Good Shepherd is putting in an eight inch line as part of the program. We also have a commitment from Arrowhead, if they develop; they'll be putting in an eight inch line on Bluebird Road almost to Route 32 and to where Schermerhorn's pumping station is.

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Councilman Kusnierz stated that he assumes they've spoken with their counsel regarding the Town Code. He also said that they weren't at the planning stage based on what he has in front of him. Mr. Osher stated that with the sketch plan, they have enough to refer this to the Planning Board based on what the Town Code needs for requirements for a sketch plan referral, the long form EAF, the drawing that you have with the title block and the site statistics. Everything else gets batted out in the planning process. Councilman Kusnierz stated that he is just reading a memo from Counsel tonight and asked if he was misunderstanding something. Mr. Osher stated that everything had been submitted six weeks ago. Attorney Buettner stated that if everything has been submitted according to HUD regulations and if the Town Board is comfortable with this, they can go forward. Councilman Kusnierz asked why they were being supplied with the supplemental information tonight when they are being asked to act on this. Mr. Osher stated that he asked if he should bring the EAF ahead of time and Supervisor Jenkins told him he could bring it to the meeting tonight. Councilman Kusnierz stated that he wasn't saying he couldn't bring the EAF with him tonight, but if they were asking for the Town Board to vote to send this to planning tonight... Mr. Osher stated that if he chooses not to it's his choice. Councilman Kusnierz stated that he had to be honest he hasn't read it as it was just given to him. Councilman Kusnierz and Mr. Osher went back and forth on what information Councilman Kusnierz has had or hasn't had before him for six weeks now. Councilman Kusnierz said he didn't have the information he just received at this meeting for six weeks nor has he had what is required by the code. Mr. Osher except for the long form EAF he said that Councilman Kusnierz has had the project narrative and the water and sewer plan for six weeks. Councilman Kusnierz asked where the water and sewer plan is. Mr. Osher said he doesn't know where Councilman Kusnierz has his copy, but he provided another copy tonight and told Councilman Kusnierz that it was the big drawing in the back of the packet of information that he presented tonight. Councilman Kusnierz said he has never seen this document. Mr. Osher said it was presented six weeks ago when they presented a drawing on the board at a meeting. Councilman Kusnierz said that if he was reading the papers correctly and if they didn't misquote Mr. Osher then there are revisions to the project. Mr. Osher replied no, not to the layout. Councilman Kusnierz replied that the article read that he was bringing revisions to the project to the board. Mr. Osher replied no.

Supervisor Jenkins read the following from the Town's Comprehensive Use Plan: "The review of allowable uses under C1, CC1 and C3 zones to better reflect a more diverse set of businesses. Consider C-1 as intense commercial with retail as the principal use and multi-family residential uses as secondary in mixed-use format, C-2 as moderate intensity with professional uses and distribution centers as allowable uses."

Mr. Osher said that he believes that is what they shot for and succeeded.

Councilman Kusnierz said that he doesn't think any board member disagrees with the mixed use. The issue that is before the board is that he was asking for a density that our current Town Code does not allow for.

Mr. Osher asked if doesn't that get taken up during the planning process and Councilman Kusnierz replied no not if he was looking for a PUD. This board has the authority to direct how the project will take shape, not the Planning Board.

Councilman Kusnierz read the following statement made by Mr. Osher in his interview with the Post Star reporter: "The initial plan called for six five story apartment buildings, but Osher said that plan will probably be revised to better mix with residential and commercial components for a neighborhood feel."

Mr. Osher asked Councilman Kusnierz if wasn't that what he said when he started tonight.

Councilman Kusnierz replied yes, but he just asked him.....Mr. Osher interjected that his drawing wasn't going to change because of that, his water grid wasn't going to change and his road layout wasn't going to change.

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Councilman Kusnierz said won't it change the number of apartments and Mr. Osher replied no. Councilman Kusnierz said he asked him if his plan was going to include first floor retail in a residential area and he said yes. He asked if currently isn't it proposed to be apartments.

Mr. Osher said it is a PDD. They were trying to define it. They drew what they drew to spark conversation. During the planning process they will define more clearly what they intend to build. They got some comments from people who said they would like to see the retail and residential mixed so they are answering that comment by doing that. That is what the process is for. They are willing to follow it and do what they need to do to make it work for the town and the community. They aren't trying to fight it in any way, shape or form. He thought what they gave was a comprehensive plan for a large piece of land that was under-utilized. It creates more tax dollars than what is typical for that type of land in the town today. He thought they met the criteria. He said granted, they didn't have the EAF, but the information was given.

Supervisor Jenkins said they were still talking about 300 apartments and they weren't exceeding that number.

Councilman Kusnierz said he didn't know that.

Supervisor Jenkins said the only change was that there may be 200 apartments separate from the retail and 96 apartments over the retail section.

Mr. Osher stated that there wouldn't be 300 apartments in one place. He said there would be 200 here and then said 296 and that number may be changing to 288, because of the number of apartments in the building and how the modules go together would determine the number of apartments in a building. He said that based on 96 units over the retail this would change the layout of the other buildings within the development. He knows the number will be less than 300, but he can't say what the exact number will be until they are done with their design phase.

Councilman Kusnierz asked Mr. Osher if it was accurate to say that as they discuss this tonight the only thing he can commit to the town tonight is that they plan to have five residential multi-story buildings there.

Mr. Osher replied yes, and he was going to put in a \$2.8 million sewer line to further develop the other parcel of land. He said he can't build retail without a sewer line.

Councilman Kusnierz said he understood that.

Elizabeth Lanfear said that Mr. Osher mentioned building vertical and she asked about parking and what his plan was for that.

Mr. Osher replied that the standard is two parking spaces for every apartment and that results in what he calls a sea of parking with blacktop everywhere and creates a lot of parking outside the footprint of the build out. To avoid this they plan to build a parking garage on the first level of the five-story building that will be built over it. It eliminates a lot of disturbance of green area and they will be able to reduce the carbon footprint for the overall project so they can get 200 units in a much smaller footprint and that is why his project would include 67% of green space vs. the typical 50% for a project like this or worse.

Elizabeth Lanfear asked how tall the buildings will be and Mr. Osher replied 70 feet, but in the case of a grocery store with apartments over it, it would be closer to 80 feet. He noted that the first building would be 350 feet to 400 feet back off of Route 9 with other buildings in front resulting in what he called a step view. He said he doesn't like to cut down trees.

Elizabeth Lanfear asked what the rents will be and Mr. Osher replied \$950.00 to \$1,400.00 per month according to the current modeling.

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Elizabeth Lanfear asked Mr. Osher to please not bring in another Dollar store we have three in our community now.

Rich Morris asked about fire suppression.

Supervisor Jenkins said this has been discussed with the fire chief. There will be sprinklers in the buildings and stand pipes. Our volunteers have all had training, because they have to be able to support the City of Glens Falls Fire Department. Our fire company doesn't have a ladder truck that can reach the proposed height of the buildings, but in Albany the fire departments don't have ladder trucks that can reach the height of some buildings down there either. That is why there are stand pipes so they can feed water pressure to a building in the event of fire. He said generally a fire is fought from within the building and not from outside.

Mr. Osher said their standard operating procedure is to meet with the fire department during the design process along with the EMS and police department so that they understand what it is that they were trying to do and so his group understands what it is they need to fight a fire in their facility. They will have 360 degree access to the buildings. The buildings will have stand pipes and siamese connections at all the entrances to the buildings and stair towers and it is a full blown commercial sprinkler system from the garage to the attic.

Mr. Osher mentioned that he is going to ask for a PILOT.

Councilman Kusnierz said this is the first time he heard about this and Mr. Osher said no, he said it six weeks ago when he was before the board.

Councilman Kusnierz said that Albany was mentioned and he doesn't want the Town of Moreau to look like Albany. He commutes 54 miles so he doesn't have to be in the City of Albany and 70 foot to 80 foot buildings aren't a good fit for the Town of Moreau on the premise that we will have partial sewer down Route 9 with density that far surpasses anything in the area. Our town has been very successful in getting municipal water down Route 9 and we are going to be successful in the future whether Mr. Osher brings it to us as part of a project or somebody else does it. He doesn't think this is an all of our eggs in one basket and our only shot at getting sewer down Route 9. He said that based on the information he has on this project and what is going to take place over there, it would be very difficult for him to support this project based on what Mr. Osher has asked for and based on the fact that he will be asking for a PILOT.

Mr. Osher stated that he disagrees with Councilman Kusnierz on the density. He said that he doesn't think there is a project that is less dense than this.

Councilman Kusnierz stated that there have only been two other PUD projects approved in the town since he has been on the board and they don't have the density like what Mr. Osher is asking for.

Mr. Osher replied on a per acre basis?

Supervisor Jenkins stated that the residential density is less than what was approved on the other PUD.

Mr. Osher said in reference to Albany this project will be 67% green and there isn't any project in Albany that he knows that is 67% green.

Councilman Kusnierz said he wasn't talking about green space.

Mr. Osher replied that he wasn't showing the board a project that reflects Albany.

Councilman Kusnierz said no, but we are looking at structures that will be completely new to the town and surrounding area.

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Adele Kurtz asked what type of PILOT terms they would be looking for.

Mr. Osher replied that it wouldn't be a typical PILOT. They wouldn't ask for a stepped up PILOT. They would be asking for a fixed term PILOT so that there would be a fixed payment yearly over a period of 25 or 30 years. He said it is more advantage to them, their lenders and the town.

Adele Kurtz said that a lot of times with PILOTS the savings are passed on to the commercial businesses.

Mr. Osher said everything would be passed through if they get a PILOT. They were going to charge their tenants less so people could afford to rent from them and that is why they go for a PILOT.

Rich Morris asked Mr. Osher if he would recoup the \$2.8 million that it would cost to install a sewer line from property owners as they hook up to the sewer.

Mr. Osher replied yes and no. He explained how the consolidated funding application (CFA) process works. If a developer can show the State of New York that they are willing to foot the bill for public infrastructure for economic development then the state will put up half the money. It is the reason he doesn't have to go for a full PILOT. If he can recapture the tax dollars to offset the cost of off-site infrastructure then he doesn't have to charge for it and the net result is a cheaper apartment.

Adele Kurtz asked Mr. Osher if he doesn't get help with state funding then is the project a dead issue or was he prepared to fund it himself.

Mr. Osher replied that it would make it a lot easier and he might actually get to make some money in his lifetime. He said yes, he would still do the project. They looked at the project going in and asked if they thought the project could support the debt of building a \$2.8 million sewer line on its own and how can they do that. He said they are spending millions of dollars on a piece of land for retail that they can't develop until they have a sewer line. The tenants won't consider it unless they can build it. When they modeled it they had to look at it as being able to afford the sewer line on their own. They had to ask themselves can they make enough money in the deal to support it and in their opinion the answer is yes. They can spend a certain amount of money, but they won't spend much more than that or they will go somewhere else. They had another site, but this site kind of fell into their lap. They were able to assemble it and it was a difficult process to get all the landowners to agree to what they wanted to do and there had to be some foresight and trust in what they were doing and their ability to make it successful in order to move forward. He said they wouldn't buy that much land to just build 200 apartments. It doesn't make any sense. It makes zero sense. He said they are way too deep into the land for that to even come close to making sense. He said that the reason he won't commit to who is coming in, what he is doing, or he won't commit to commercial tenants is because he can't commit to it, he doesn't have anything in writing. He said they are going to have a pharmacy, but he can't say who it is going to be. He may know who it is going to be this week, but it may change next week. Somehow he has to get back about \$9 million from that piece of property and it isn't going to be from 200 apartment units.

Elizabeth Lanfear asked what the time frame was for this project and Mr. Osher replied seven years from start to finish.

Elizabeth Lanfear asked if the residential portion would be built first and Mr. Osher replied that the sewer line would be installed and then the residential portion unless there is a retail tenant first or it could be simultaneous. He said there are five deals on the table now and none are residential. He said his partners wouldn't write a check for \$9 million if they didn't think they could make this work.

Harry Gutheil asked Mr. Osher if he was correct in that with a fixed PILOT for a 25 to 30 year period the taxes on his property wouldn't go up while everybody else's would.

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Mr. Osher replied yes. He added that in a stepped up PILOT they would pay in taxes on average over a twelve year period they would pay a cost that they could equate to a square footage cost. Their average would be about 50% higher than an average PILOT for the same term.

Harry Gutheil said that it is still a subsidy and a shield from a tax increase.

Mr. Osher replied that it was a tax shield, but in year one they wouldn't have a tax payment. They would be making the same tax payment over the term of the PILOT. He said it is easier to plan for than with a stepped up PILOT.

Harry Gutheil asked Mr. Osher if they would be asking for a PILOT on the mortgage tax and sales tax.

Mr. Osher said it would be on a project by project basis and on the residential portion they probably would be. On the commercial end it would be on an as need basis. On the smaller projects they don't typically seek one, because it is not needed.

Adele Kurtz asked if there was a sense on how many property owners along Route 9 between Bluebird Road and Route 197 would want to hook up to the sewer line.

Supervisor Jenkins replied that Tim Burley did a study and he came up with a cost of \$3.5 million and estimated 2,000 EDU's. The cost would be \$1,750.00 per EDU to buy into the infrastructure and \$805.00 per EDU to buy into the capacity with Glens Falls.

Following some more brief discussion Supervisor Jenkins stated that he suggested they defer action on this PUD until the May 8th Town Board Meeting.

Councilman Kusnierz stated that according to our code there are things missing and he encouraged the applicant to reach out to the supervisor or building inspector to find out what is needed to be provided to the Town Board to meet the letter of the law for a referral. He also said the attorney for the town should review all the documents.

The question was asked, what the drop dead date is.

Mr. Osher said that if he doesn't meet the deadline for the CFA then the project isn't going to go through. He said he would probably wait until next year and he would take his time.

Elizabeth Lanfear noted that Mr. Osher said he was before the board six weeks ago and she wondered what happened during the six week period.

Mr. Osher said he has been negotiating the land deal. He said it has been an arduous task. He said there are six people involved and he has been trying to get everyone to understand the same thing and the same way. He said that he has spent about \$40,000.00 over the last six weeks trying to get this deal done.

Rich Morris asked why it has to be five stories.

Mr. Osher said because if they built out instead of up they would be told they aren't green. They try to build green developments.

Elizabeth Lanfear asked if they would use local contractors.

Mr. Osher replied yes, absolutely. They would like for locals to give them proposals.

A comment from the public was that they thought this project was wonderful and said that the architecture might be a little bit different, but sometimes different can be better and they applauded Mr. Osher and his group for coming to the Town of Moreau.

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Harry Gutheil asked if the project won't work without a PILOT.

Mr. Osher replied yes, but the rents would be more, but not a lot, about \$25.00 per month.

Supervisor Jenkins thanked Mr. Osher for this time and said that this topic would be tabled until the May 8th Town Board Meeting.

At this point Councilman Vittengl re-entered the meeting and took his seat with the other council members.

DCO INTER-MUNICIPAL AGREEMENT

Attorney Buettner said she spoke with the attorney for the Town of Queensbury and the proposed contract has been changed to reflect the concerns expressed by the Moreau Town Board.

Supervisor Jenkins stated that he wanted to discuss in executive session an interview of a candidate for the DCO position that was conducted prior to this meeting.

Councilman Prendergast asked if the fee had been changed in the proposed contract.

Attorney Buettner replied that it now reads \$50.00 per call and mileage of 55.5 cents per mile and court appearances. The reference in the proposed contract to animal control officer was also changed to dog control officer. There was also a paragraph added about Moreau officials calling the DCO for assistance. There needs to be a mechanism in the contract to address after hour calls and Attorney Buettner said she would bring this to Queensbury's attention.

Councilman Kusnierz stated that Section 113-2 of the NYS Agriculture & Markets Law that is referenced in the proposed contract is an inaccurate section number and it has nothing to do with this contract.

Attorney Buettner said she would verify this.

RESOLUTION NAMING THE NEW HIGHWAY GARAGE BUILDING IN HONOR OF STEVE "SPOON" BARODY AND ORDER A PLAQUE

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl to name the new Town of Moreau Highway Garage after the late Steve "Spoon" Barody, former highway superintendent and authorizing a plaque to be erected on the building in his honor.

Roll call vote resulted as follows:

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

MUNICIPAL GAS & ELECTRIC ALLIANCE/HESS CORPORATION

Information was given to the board members from the Hess Corporation about an opportunity for the town to save money on energy costs.

Supervisor Jenkins said he would get more information for the next meeting.

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RE-ZONING COMMITTEE MEMBERS

Supervisor Jenkins stated that Joe Patricke was going to contact members of the Re-Zoning Committee to find out if they all still wanted to continue to serve on the committee.

Since Joe Patricke was not at this meeting this topic was tabled.

EMERGENCY PREPAREDNESS PLAN

Supervisor Jenkins had given to the board a draft emergency preparedness plan that he wrote and wanted the board members to review and consider. Councilman Kusnierz suggested that the town's legal counsel review it.

AUTHORIZATION TO DEPOSIT \$56,000.00 RECEIVED FROM SISSON ROAD DEVELOPER INTO TOWN-WIDE RECREATIONAL PROJECT CAPITAL RESERVE FUND

Elizabeth Lanfear asked questions and the board answered them.

Councilman Kusnierz asked if the \$56,000.00 could be split and ½ put in the Town-Wide Recreational Project Capital Reserve Fund and the other ½ put in the Harry J. Betar Jr. Recreational Park Capital Reserve Fund.

Councilman Prendergast stated that there is already a quarter of a million dollars in the Harry J. Betar Jr. Recreational Park Capital Reserve Fund.

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl authorizing \$56,000.00 in subdivision recreation fees received from the Sisson Road Developer to be deposited into the Town-Wide Recreational Project Capital Reserve Fund.

Roll call vote resulted as follows:

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

15 MINUTE PUBLIC COMMENT PERIOD

Elizabeth Lanfear asked what happens if the Water District 1 Ext. 2 project isn't finished by June 2nd.

Supervisor Jenkins said he thinks it will be and gave further comments about the project.

Elizabeth Lanfear asked if a sidewalk could be installed along Tanglewood Drive by the football field.

Supervisor Jenkins advised Ms. Lanfear how the property owners along Tanglewood Drive petitioned the board against sidewalks being installed along Tanglewood Drive a few years back when the town proposed to do this. He said the town may be able to pave the shoulders of the roadway in that area.

Councilman Kusnierz reported on an e-mail that the board members received from Todd Loy who resides at 4 Primrose Avenue about the lack of enforcement of the no parking area along Tanglewood Drive

Mr. Loy wrote that people are blatantly parking in front of no parking signs and along both sides of Iris Avenue. This is a real safety concern as emergency vehicles would find it difficult to navigate the street

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with all the congestion. Only one vehicle can pass at a time between the parked cars. He is concerned about the safety of his 11 year old child who rides his bike up and down the road. He said there is ample parking in the parking lots of Tanglewood Elementary School and the High School.

Rich Morris spoke against the no parking zones. He said that parents are trying to get their kids to the games and the parking lot at the school is full.

Supervisor Jenkins stated that people who walk around the track at the high school for exercise are parking in the no parking zones. He said the no parking zones were established for public safety reasons.

Councilman Prendergast stated that during a game there are so many cars parked along Tanglewood Drive that there is limited space for vehicles to traverse the highway and it is a dangerous situation with pedestrians on the road at the same time. He said what are we going to do, change it for convenience rather than public safety.

There is the same problem along Jan Avenue from Bluebird Road into the Harry J. Betar Jr. Recreational Park and that was discussed briefly.

Adele Kurtz asked if the bathroom in the Harry J. Betar Jr. Recreational Park are closed during the winter months and she was told yes they are. She then asked if we can use portable toilets in the rec. park then why can't we use them at the beach. Discussion followed.

Adele Kurtz stated that with the last PUD approved in the town the recreation fees were waived. She asked if it was the intent to waive them for the Buck Group. Supervisor Jenkins replied no. The Buck Group is a commercial operation and they will pay recreation fees.

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl to adjourn to executive session at 10:10 p.m. to discuss possible contractual negotiations regarding Route 197 property and to discuss a potential employment situation for the position of DCO.

Roll call vote resulted as follows:

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

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

Following the executive session the regular meeting was re-opened.

No action was taken in the executive session.

A motion was made by Councilman Prendergast and seconded by Councilman Kusnierz to hire Tom Davis as Dog Control Officer for the Town of Moreau effective April 25, 2012 per the salary budgeted for 2012 and subject to successful completion of a pre-employment physical and confirmation of current rabies shot.

Roll call vote resulted as follows:

Councilman Vittengl	Yes
Councilman Prendergast	Yes
Councilwoman LeClair	Absent

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Councilman Kusnierz	Yes
Supervisor Jenkins	Yes

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl to adjourn the regular meeting.

Roll call vote resulted as follows:

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

Meeting adjourned.

Respectfully submitted,

Jeanne Fleury
Town Clerk