

A month-end meeting of the Town Board of the Town of Moreau was held on August 27, 2009 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

Deputy Supervisor LeClair called the meeting to order at 4:30 p.m.

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

Town Board Members Present

Tom Cumm	Councilman
Bob Prendergast	Councilman
Gina LeClair	Councilwoman
Todd Kusnierz	Councilman (arrived at 4:40 p.m.)

Town Board Members Absent

Preston Jenkins Supervisor

Also Present: Jeanne Fleury, Town Clerk; Rudy Klick, Special Projects Aide; Jesse Fish, Water Superintendent; and Harry G. Gutheil, Jr., Village Resident

Councilwoman LeClair began the meeting by explaining how the Archaeological Conservancy wants the Town of Moreau to join them on their grant application so they can apply for a grant that would pay 50% of the cost for them to acquire a piece of property off Birch Drive in the Town of Moreau the site of what was once a royal blockhouse. They need the Town of Moreau to be part of the grant application in order for them to apply. Andy Stout, Eastern Regional Director of the Archaeological Conservancy out of Frederick, MD will be here next Thursday to meet with Supervisor Jenkins. They are looking to preserve the site and won't be digging up artifacts. The only ones who could do that are archaeologists that would apply to the Conservancy. Once the Conservancy acquires the land the Town would be invited to be a member on their Board.

Councilman Prendergast asked what they plan to do with the property.

Councilwoman LeClair said she was told they want to maintain the integrity of the property. They don't want to expose or build on the property. They prefer not to have a lot of attention drawn to the property for fear that people will go in with metal detectors and remove artifacts. Any artifacts that are removed from the site would stay within the State at locations such as Rogers Island.

Councilman Cumm stated that it sounds like they plan to allow archaeologists to go in who are certified and anything found would be turned over to the State.

Councilwoman LeClair added that the artifacts could be turned over to the Town of Moreau or a site like Rogers Island. She stated that the site would probably end up on the National Registry of Historical places.

Harry Gutheil stated that the Town should be careful and learn more about what they have done with their existing sites. The Town should try and acquire the property themselves. Roger's Island is probably trying to get all the artifacts and he fought to get the artifacts found during the dredging project on the Moreau side of the river to stay in Moreau. He would also want some conditions. He suggested they talk with Jack Rafferty about this. He had a lot of information on it and there was a drawing of it at one time. Maybe the Town could apply for a grant and replicate the block house.

Councilman Cumm stated he didn't feel comfortable acting on this until Councilman Kusnierz and Supervisor Jenkins could be involved in the discussion. He suggested they wait until September 8th to act on this.

A month-end meeting of the Town Board of the Town of Moreau was held on August 27, 2009 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

Councilwoman LeClair suggested that one or two of the Board Members come in and meet with Mr. Stout when he meets with Supervisor Jenkins on Thursday.

Councilman Cumm said Mr. Stout should come to Town Board Meeting.

Harry Gutheil stated that he may not want the publicity on the site.

Councilman Cumm stated our Board Meeting is September 8th so we can do something then.

Councilman Cumm stated that the International Truck the Highway Department purchased was originally going to be ordered in December 2008 and we had to stop that, because we didn't have the money in the 2008 budget. We actually received a 2010 truck rather than a 2009 truck that was ordered. There was a \$400.00 increase in the emission standards and a \$1,100.00 chassis increase and other options that increased the price by \$1,200.00.

[Councilman Kusnierz entered the meeting at 4:40 p.m.]

A motion was made by Councilman Cumm and seconded by Councilwoman LeClair approving the \$1,200.00 increase in the price of the 2010 International Truck purchased and delivered to the Highway Department out of DB5130.2 that had a balance of \$12,010.01.

Roll call vote resulted as follows:

Councilman Cumm	Yes
Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Councilman Kusnierz	No
Supervisor Jenkins	Absent

Councilwoman LeClair stated that we need to sit down with Maureen in the Highway Department, because there is a truck they are looking to purchase possibly next year and there will be an \$11,000.00 increase in the price if we wait until January to do it.

Councilman Kusnierz asked if we are looking to purchase another truck this year.

Councilman Cumm replied they want to put another truck in for next year's budget.

Councilwoman LeClair said if the Board decides to purchase one they have to think about this, because if we order it in December 2009 it will be \$11,000.00 less than if it is ordered in January 2010. She realized that we can't order it without the money, but they need to discuss it if they have any plans to purchase another truck.

Councilman Cumm mentioned that the loader at the Transfer Station has been down for two weeks. It has a flat tire on the front left side and the other tires have a slow leak and the seal on the hydraulics for the bucket need repairing. Ron Gilligan from the Highway Department is going to repair the seal as soon as they are done with Potter Road. Warren Tire is coming down to fix the flat and find the leaks in the other tires.

Councilman Kusnierz thought they approved the purchase of new tires for that loader and Councilman Cumm thought they approved tires for the loader in the Highway Department.

Maureen Leerkes, Highway Department Clerk, submitted a request to purchase a color laser multi-function fax/copier/printer. She obtained the following quotes:

W. B. Mason	\$599.97
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A month-end meeting of the Town Board of the Town of Moreau was held on August 27, 2009 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

Staples	\$559.98
Quill.com	\$599.98

Her recommendation was to purchase the one from W. B. Mason. It is in stock and has next day delivery.

Councilman Kusnierz asked what the reason for color was.

Councilwoman LeClair stated that it is going to be used for a printer also.

Councilman Cumm said that Maureen told him that her current machine is an inkjet and costs 9 cents per copy to operate and because this one is a laser it will cost 2 cents per copy.

Councilman Prendergast stated that he didn't know what this machine was, but for a fax it seemed like too much money and for a printer it didn't sound like enough money.

Harry Gutheil asked the Town Clerk what she paid for her printer. The Town Clerk replied that her clerk's printers cost \$179.00 each and they don't print in color very good, the fax was around \$300.00 and a small copier is around \$300.00.

Councilwoman LeClair said she wouldn't be able to call her tomorrow, but asked one of the Board Members to call Maureen and discuss this with her.

Councilman Kusnierz asked them to find out what the cost for one that prints in black and white would be.

Councilman Cumm asked if they could call the Board Members and do a vote over the phone to purchase one after they get the information. The machine they use now doesn't work and they can't print, fax or copy.

Councilman Kusnierz said it was okay with him, because if he got the information he wanted he would tell them yes or no.

Harry Gutheil said it may be under state contract too.

Councilwoman LeClair said the Board Members could touch base with Maureen Leerkes in the Highway Department in the morning.

The Highway Department requested approval to purchase gasoline from Main Care Energy at a cost of \$5,000.00 under state contract #PC63206 out of account DB5110.460 that had a balance of \$17,807.00 as of July 31st.

A motion was made by Councilman Prendergast and seconded by Councilman Cumm authorizing the purchase of gasoline from Main Care Energy at a cost not to exceed \$5,000.00 under state contract #PC63206.

Roll call vote resulted as follows:

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

Councilwoman LeClair said the following vouchers are still on hold:

A month-end meeting of the Town Board of the Town of Moreau was held on August 27, 2009 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

Woodscape	\$ 385.00
Palette	\$ 377.56
Woodstone	\$4,390.00
LWRP	\$5,699.69

Rudy Klick stated everything has been submitted **for LWRP**, but the State hasn't gotten back to us.

[Amended 9/4/09 per Rudy Klick (jf)]

Jesse Fish, Water Superintendent, brought up again the application for an outside water user contract and stated that the owner of 452 Gansevoort Road is Fred Fisk and it is going to be strictly residential use. He asked if the Board wanted to go ahead with this.

Councilman Kusnierz said yes and stated he thought this was a standard contract process.

Councilman Prendergast stated that at the last meeting Joe Patricke thought we should make sure it was going to be residential. The name on the application made us question whether it was or not. Now we have the information.

Councilman Cumm said there would be a \$900.00 hook up fee and they have to go under the road.

Jesse Fish stated they have to pay for that cost themselves.

Councilman Cumm asked about the \$1,700.00 buy-in fee.

Jesse Fish said he has no knowledge of this. This fee was brought up by Joe Patricke only. Joe Patricke doesn't understand why Cerrone has to pay \$1,700.00 for a hook up and somebody else that comes in doesn't have to. Rather, they pay \$900.00 for long or \$700.00 short, \$400.00 for Greenway, \$250.00 if they live in District 2. There are different prices for different people

Councilman Kusnierz thought he recalled this being brought up and he thought it was referred to the Water Committee and they were going to come up with a recommendation.

Councilman Cumm said it hasn't been brought up since he has been here.

Councilman Cumm said the \$1,700.00 seems to be a developer fee that is on the books.

Jesse Fish said the Michael's Group is a developer and they weren't charged that.

Councilwoman LeClair said Joe Patricke would like to sit down with two Board Members and Jesse and work on this.

Councilman Kusnierz thought that in regards to this request for an outside user contract it was going to be the Board's position that they are in the process of reviewing the hookup fees and they will probably approve the contract, but they won't approve it until after a subsequent Board Meeting when a policy is in place regarding fees.

Councilman Prendergast said they should schedule a workshop for next week, this gentleman is waiting for a decision and the way things go around here we could hold a workshop and still not have a policy.

Jesse Fish said he didn't know this applicant personally, but the other night at the meeting if he had said it was going to be a residential hook up then the Board would have said okay and he would have paid the \$900.00 and that would have been it.

Councilman Kusnierz asked if that is what everybody pays in that Water District now.

Jesse Fish said yes as an outside user. He said anybody that comes in and is on the opposite side of the road pays \$900.00.

A month-end meeting of the Town Board of the Town of Moreau was held on August 27, 2009 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

Councilman Kusnierz asked if there was a buy-in fee and the answer was no not for residential or existing structure.

Councilman Cumm stated that there is for developers though.

Councilman Cumm asked why there is a difference of \$200.00 if you live on the other side of the road.

Councilman Kusnierz said it was because it would require a bore.

Harry Gutheil said it was because there would have to be that much extra pipe to go under the road

Councilman Cumm said that isn't the fault of the resident. It is the fault of the Town for putting the water line on one side of the road over the other.

Councilman Prendergast stated it isn't a "fault" and Councilman Cumm said no, it isn't a "fault", but there should be uniform hook ups no matter what side of the road you are on.

Councilwoman LeClair said it would be better to compile the fees that are in place now and sit down with Jesse and go over them in a workshop.

Councilman Kusnierz said if we have a policy in place now for this situation then we can't hold this gentleman up.

Councilman Cumm said we should approve it and he will pay \$900.00 for the hook up and he will have to pay the cost to bore under the road and Councilman Prendergast concurred.

Councilman Kusnierz asked if doesn't this require legal work on the part of our attorney.

Councilman Cumm said yes, there is a standard form contract.

Councilman Prendergast said he would have to pay all expenses involved.

Councilwoman LeClair said we could be some time putting together a fee structure.

Councilman Cumm said sooner or later we should consolidate all the water districts.

Councilman Kusnierz said the reason they haven't been consolidated is because each district has different debt and it is a matter of fairness.

Harry Gutheil added that the other reason the districts haven't been consolidated is because Water District 2 has asbestos pipe and if it ever has to be changed and you have the wealth of all the districts combined you may not qualify for a grant.

A motion was made by Councilman Cumm and seconded by Councilwoman LeClair authorizing an outside user contract between the Town of Moreau and Acclaim Properties Managers LLC (Fred Fisk) who owns property at 452 Gansevoort Road to hook up to Water District 6 as a residential user subject to approval by the Town's legal counsel and contingent upon all applicable expenses to be paid prior to the hook up.

Harry Gutheil interjected and stated that he will have to sign a contract binding him to the rules and regulations of the district.

Councilwoman LeClair said she thought he was already told this.

A month-end meeting of the Town Board of the Town of Moreau was held on August 27, 2009 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

Jesse Fish said that George Reynolds just went through the same thing. Mr. Fisk will have to agree to become part of any new district formed where his property is or part of Water District 6 if the boundaries of Water District 6 are extended to include his property and he will be bound by the rules and regulations of that district and pay any and all fees involved with that district.

Roll call vote resulted as follows:

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

A motion was made by Councilman Kusnierz and seconded by Councilman Cumm to approve payment of bills as audited.

Roll call vote resulted as follows:

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

AUDITED CLAIMS

General Fund – A Account:

Claim nos. 1579, 1583, 1587-1588, 1593-1595, 1597, 1599, 1600, 1602-1603, 1604-1609, 1760-1828, 1921-1923, 1925-1943	\$128,975.25
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Town Outside Fund – B Account:

Claim nos. 1584, 1856-1873, 1944-1949	\$ 1,941.91
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Highway Fund – DB Account:

Claim nos. 1829-1847	\$105,952.46
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Sewer Fund – GI Account:

Claim nos. 1581, 1598, 1874-1875, 1950	\$ 8,369.64
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Water District 6 Capital Project Fund – HS Account:

Claim nos. 1589-1592	\$ 1,145.68
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Water District 1 Fund – I Account:

Claim nos. 1876	\$ 30.00
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Water District 2 Fund – II Account:

Claim nos. 1582, 1585, 1601, 1877-1881, 1951	\$ 918.84
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A month-end meeting of the Town Board of the Town of Moreau was held on August 27, 2009 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

Water District 4 Fund – IV Account:

Claim nos. 1882 \$ 30.00

Landfill Reserve Fund – LF Account:

Claim nos. 1953 \$ 4,568.70

Trust & Agency Fund – TA Account:

Claim nos. 1576-1578, 1889-1920, 1954-1961, 1964 \$ 27,262.13

Transfer Station Fund – TS Account:

Claim nos. 1580, 1586, 1848-1855, 1962-1963 \$ 18,404.44

Water District 5 Fund – V Account:

Claim nos. 1883-1886 \$ 768.14

Water District 6 Fund – VI Account:

Claim nos. 1596, 1887-1888, 1924, 1952 \$ 425.03

Voided #'s 1610-1759

A motion was made by Councilman Cumm and seconded by Councilman Kusnierz to adjourn the Month-End Meeting at 5:09 p.m.

Roll call vote resulted as follows:

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

Meeting adjourned.

Respectfully submitted,

Jeanne Fleury
Town Clerk