

A regular meeting of the Town Board of the Town of Moreau was held on December 10, 2013 in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York.

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

The Town Clerk called the roll.

Town Board Members Present

Gina LeClair	Councilwoman
Bob Prendergast	Councilman
Robert J. Vittengl, Jr.	Councilman
Todd Kusnierz	Councilman (Entered Meeting at 7:10 p.m.)
Preston L. Jenkins, Jr.	Supervisor

Town Board Members Absent

None

Also Present: Jeanne Fleury, Town Clerk; Malcolm O’Hara, Attorney for the Town; Paul Joseph, Highway Superintendent; Amy Alfonso, Recreation Director; Reed Antis, Planning Board Member and Town Resident; Charles Gerber from Saratoga Land Management Corp.; Rich Morris, Town Resident

Supervisor Jenkins led the Pledge of Allegiance.

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

MINUTES

The minutes of the November 26, 2013 Month-End Audit Meeting were prepared and distributed to the Town Board Members in advance of the meeting for their review, comment, correction and approval.

MINUTES – NOVEMBER 26, 2013 – TOWN BOARD MONTH-END AUDIT MEETING – 6:30 P.M.

No comments or corrections.

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair to approve the minutes of November 26th as prepared.

Roll call vote resulted as follows:

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

FUTURE MEETINGS/WORKSHOPS SCHEDULED

A special meeting of the Town Board was set for December 12, 2013 at 4:00 p.m. Supervisor Jenkins advised that it would be a five minute meeting held solely to adopt an order scheduling a public hearing on Extension 4 to Sewer District 1 and that public hearing will be held on December 26th at 7:00 p.m.

Councilwoman LeClair said she hasn’t found out yet if Joe Patricke will be available to attend the Sign Law Workshop scheduled for December 19th at 7:00 p.m. If Joe Patricke is not available she would like to

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postpone the workshop until sometime in January. The other members of the Board agreed to January 7th at 7:00 p.m. if Joe Patricke is not able to attend the workshop on December 19th.

15 MINUTE PUBLIC COMMENT PERIOD

Rich Morris asked how the EDU's will be figured for businesses for the Sewer District 1 Extension 4 project. He owns Toadflax Nursery on Route 9. He asked how many EDU's his business would be.

Supervisor Jenkins said he would call Tim Burley and find out. He asked Rich Morris if he was hooked up to the Town's water system and Rich Morris replied no. Supervisor Jenkins said if he was hooked up to the water system then the EDU's could be estimated based on his water usage.

Reed Antis asked how much money was spent on fixing up the sheriff's sub-station out in front of the new municipal building.

Supervisor Jenkins gave Reed Antis a rundown of the materials purchased and said the grand total spent for materials and labor was \$4,018.70.

Reed Antis asked if Lance Hillman is still sending bills to the Town for the monthly rental on the former town court location.

Supervisor Jenkins replied that the Town provided proper notification to Mr. Hillman about the Town vacating the premises, but another notification was sent to Mr. Hillman. The Town did not have a lease with Mr. Hillman and we were going on a month by month tenancy.

Reed Antis asked about the sandbar beach building and he was told that it would be ready for next summer.

Reed Antis stated that it seems that Councilwoman LeClair is the only member of the Board that is reporting on committee items at each meeting. He said that if one councilman can't make it to the library budget meetings or chooses not to go to the Moreau Emergency Squad meetings then perhaps another councilperson should attend. He would love to see Councilman Prendergast represent the Board at the Moreau Emergency Squad meetings if Councilman Kusnierz decides he doesn't need to go and if the Town Board feels there is a need. He would love to see the Board change directions a little bit.

Supervisor Jenkins stated that the Moreau Emergency Squad says things in public, but they never notify the Board when their meetings are and they don't "respond to very much to what we ask for". He said it may not be Councilman Prendergast, but maybe one of the Town Board Members could attend.

Reed Antis said he would like to see it made more public then if the Town isn't going to sign a contract with them.

Councilwoman LeClair stated that she spoke with Steve VanGuilder last night. He was sent an e-mail approximately one week ago outlining a list of items that they are requesting to view. She and Fran and Rudy will be meeting with the squad when the squad gives them a date when they are available and they will review the items requested.

Reed Antis asked if they were trying to resolve this before the end of the year.

Councilwoman LeClair said that would be nice. There were a lot of items requested.

[Councilman Kusnierz entered the meeting at 7:10 p.m.]

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Charles Gerber, Vice President, of Saratoga Land Management Corp. was present to go over a proposal he submitted to the Town Board to design and implement a forest management program for Palmerton Mountain off Potter Road and properties off Butler Road and Dyke Road called the River Front Properties.

In his proposal Saratoga Land Management Corp. proposes to do the following:

- Identify and mark with fluorescent survey flagging, all property boundaries of the subject properties.
- Conduct a timber survey of the subject property and prepare a report for discussion purposes with the Town of Moreau and consult with the Town's liaison.
- Design and lay out in the field a trail system that will be suitable for hiking and mountain biking and consult with the Town's liaison.
- Develop a forest thinning program that will focus on the removal of over mature, diseased and overcrowded trees and consult with the Town's liaison.
- Mark all trees to be sold, prepare a bid prospectus, advertise sale and solicit competitive bids.
- Consult with Town's liaison to select a bid winner.
- Prepare a Timber Sale Contract and collect and transfer payments to the Town of Moreau.
- Supervise the timber removal to insure contract compliance.

For these services above Mr. Gerber quoted \$1,500.00 to be billed at \$75.00 an hour and verbally at this meeting he stated that the \$1,500.00 figure was a not to exceed number.

Mr. Gerber explained in his proposal and in his presentation to the Board the topography of the properties and what he envisioned the end result of the project to be.

Mr. Gerber described the River Front Properties as lending themselves to a unique passive recreation area and how he envisioned ending up with looped trail system, along with clearings for picnicking.

The Palmerton Mountain parcel topography is extremely rugged and won't be so easily harvested and transformed into trails and picnic areas. About 30% of the property is inaccessible to harvesting equipment. He recommended a trail system be developed along with roughed in picnic areas along with vista clearings.

Councilwoman LeClair asked what the estimated dollar amount was that the Town would realize from both parcels.

Mr. Gerber said well over \$100,000 net for both parcels and it could be higher.

Discussion followed between the Board Members and Mr. Gerber.

At the conclusion of the presentation Supervisor Jenkins said he would put this on the next agenda for consideration.

HIGHWAY DEPARTMENT REQUESTS

The following quotes were obtained for the purchase of an asphalt/concrete cut-off saw:

Albany Winwater Co.	\$1,420.01
Wallace Supply Co.	\$1,451.00
Wilton Saw & More	\$1,500.00
Smith's Equipment	\$1,544.90

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A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair authorizing the purchase of an asphalt/concrete cut-off saw from Albany Winwater Co. at a cost not to exceed \$1,420.01 out of account DB5130.2.

Roll call vote resulted as follows:

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

HIRING OF WING PEOPLE, PART-TIME, AS NEEDED, FOR HIGHWAY DEPARTMENT

A motion was made by Councilman Prendergast and it was seconded by Councilman Vittengl authorizing the hiring of James Davenport and Sean Dunbar as part-time, as needed, on-call, wing people for the Town of Moreau Highway Department at the 2014 hourly rate and subject to successful completion of a pre-employment physical.

Roll call vote resulted as follows:

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

RESOLUTION AUTHORIZING SUPERVISOR TO SIGN HIGHWAY GRANT APPLICATION FOR SWEEPER

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

WHEREAS, the Town of Moreau is in need of a street sweeper-vacuum for use by the Town Highway Department, and

WHEREAS, the Town of Moreau is looking to apply for grant assistance from the Water Quality Improvement Projects of the New York State Department of Environmental Conservation for \$180,000 towards the purchase of the above-described equipment, and

WHEREAS, the grant application is completed, pending Supervisor signature.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby authorizes the Supervisor to execute the application for grant assistance from the Water Quality Improvement Projects of the New York State Department of Environmental Conservation, and

BE IT FURTHER RESOLVED, that Paul Joseph, Town Highway Superintendent, is authorized to submit the application above described.

Roll call vote resulted as follows:

Councilman Vittengl	Yes
Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Councilman Kusnierz	Yes

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Supervisor Jenkins Yes

RECREATION DEPARTMENT REQUESTS

Amy Alfonso requested permission to advertise for fitness instructors. She has seen a demand for it in the community and in the grant program through the South Glens Falls Central School District and through the Town's Facebook page. She would like to use the Town's building out in front of the municipal building. She would like to start in late January or early February. She would not run the program if she was not able to break even with the registration fees.

Councilman Kusnierz asked what the session rate would be.

Amy Alfonso stated that she checked with yoga instructors and they charge between \$30 and \$50 per hour depending on their level of certification. She would have to check the level of certifications and call different recreation departments, because she is sure that the instructors at the YMCA are not at that level and that is not the type of instructor she is looking for. She thinks she can find someone who is qualified and competitive.

She stated that zumba is also popular and perhaps she would add a cardio class. She said there could be a price package where a person buys a certain number of classes or they could pay as they go and utilize a punch card system.

Councilman Kusnierz asked what the cost per person would be.

Amy Alfonso replied she would like it to be about \$5.00 for a yoga class.

Discussion followed on how to advertise for instructors. The Post Star, Craig's List, Town's website, the Chronicle, etc... were suggested.

Amy Alfonso also wanted to hire a wrestling coach. She said the wrestling coach last year was under the impression that he was supposed to get paid and he wasn't. She spoke with a lot of people and they support this person heading the program. He is a JV coach. The rate would be \$10.00 per hour for 48 hours for a total of \$480.00 for this person. The registration fee would be \$15.00 per child.

A motion was made by Councilman Vittengl and seconded by Councilwoman LeClair authorizing the advertising for a fitness instructor(s) at a cost not to exceed \$495.00 out of account A7140.4 and authorizing the hiring of a wrestling coach at \$10.00 per hour not to exceed \$480.00. [The name of the wrestling coach was not mentioned.]

Roll call vote resulted as follows:

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

Councilwoman LeClair stated that Amy Alfonso had given the Town Board Members information on the website and she wanted to know if the Board Members wanted to give Amy permission to talk with Mannix Marketing.

Amy Alfonso said she was not ready to talk about it yet, but then discussion ensued about how the rate for Mannix Marketing was \$65.00 per hour and how Amy wanted to wait until she had an idea of how much it was going to cost to do what she wanted to do. She hoped to have something for the next

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meeting. She was proposing to design a more functional and usable recreation website so everyone is aware of the recreational opportunities.

WATER DEPARTMENT REQUESTS

None

TWO RESOLUTIONS – AFFORDABLE HOUSING GRANT

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

WHEREAS, The Town of Moreau has developed and adopted “A Comprehensive Land Use Plan”, and

WHEREAS, the Comprehensive Land Use Plan document includes an analysis of housing issues in the Town, and

WHEREAS, that document identifies housing initiatives as a high level priority for action and implementation measures, and

WHEREAS, the Comprehensive Land Use Plan document notes that, “...consideration should be given to rehabilitation of existing housing stock and redevelopment of existing residential neighborhoods”, and

WHEREAS, lower income, owner-occupied housing exists, which is in need of significant rehabilitation assistance that cannot be met by the private sector without governmental assistance, and

WHEREAS, in designating the Town as the project area for the purposes of the AHC application, the Town has determined that there are housing conditions in the Town characterized as deteriorating, substandard and in need of basic rehabilitation, and

WHEREAS, the Town of Moreau now identifies the New York State Affordable Housing Corporation as an important source of funds to implement the Town’s program of owner-occupied housing rehabilitation town-wide,

NOW THEREFORE, BE IT RESOLVED, that the Town of Moreau reaffirms the analysis and housing conclusions in the Comprehensive Land Use Plan and designates the Town as an area, as described in 21B NYCRR Section 2161.2 of the Regulations of the Affordable Home Ownership Development Program, in which governmental assistance is necessary and appropriate to make necessary investment in homes in the area.

Roll call resulted as follows:

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

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

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WHEREAS, New York State Homes & Community Renewal has been designated to administer the New York State Affordable Housing Corporation (AHC) Affordable Home Ownership Development Program (AHODP), a state program operated under the regulations outlined in 21B NYCRR Parts 2150 et seq; and

WHEREAS, NYS HCR has established a submission date of December 20, 2013 for accepting grant applications under the AHODP; and

WHEREAS, the Town of Moreau has reviewed its housing needs and has developed a program to meet those needs; and

WHEREAS, the application process requires that the governing body of this applicant authorizes the submission of the application and related actions.

NOW THEREFORE, BE IT RESOLVED, that the Town of Moreau Town Board authorizes the Supervisor to submit the applications to NYS HCR and to act in connection with the submission of the application, including execution of all required certification and forms and to provide such additional information as may be required.

Roll call resulted as follows:

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

RATIFY VERBAL APPROVAL BY TOWN BOARD TO HAVE PAUL WHITE WINTERIZE OLD TOWN HALL

A motion was made by Councilman Vittengl and seconded by Councilman Prendergast authorizing the hiring of Mark W. Radloff (recommended by Paul White) to winterize the old Town Hall at a cost not to exceed \$700.00 per his proposal.

Roll call vote resulted as follows:

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

ACCEPT DAN STYCZYNSKI'S RESIGNATION FROM POSITION OF DOG CONTROL OFFICER

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair to accept the resignation of Dan Styczynski from the position of Dog Control Officer effective December 7, 2013.

Per Supervisor Jenkins, Dan Styczynski is willing to help out until January 7th if he is needed.

Roll call vote resulted as follows:

Councilman Vittengl	Yes
Councilman Kusnierz	Yes

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Councilwoman LeClair	Yes
Councilman Prendergast	Yes
Supervisor Jenkins	Yes

RESOLUTION TO INCREASE APPROPRIATIONS IN A7989F.4 – RIVERFRONT ACCESS

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl authorizing the following increase in appropriations:

\$40,618.86 in A7989F.4 – General Fund – Other Culture/Rec. Grant-Riverfront Access which will be financed from available General Fund Unreserved Fund Balance that is needed to pay future vouchers as part of a 50/50 matching grant for the Riverfront Park Project as originally approved by the Town Board on October 11, 2011.

Roll call vote resulted as follows:

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

MC ENVIRONMENTAL SERVICES, INC. – REPAIR TO GAS VENTS - LANDFILL

Two quotes were received by Liz Rovers of C.T.Male for repair of the gas vents in the landfill as follows:

MC Environmental Services, Inc.	\$1,718.00
Thousand Oaks Park	\$4,647.00

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair to accept the quote from MC Environmental Services, Inc. in an amount not to exceed \$1,718.00 and authorizing the Supervisor to sign an agreement with them.

Roll call vote resulted as follows:

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

15 MINUTE PUBLIC COMMENT PERIOD

None

COMMITTEE REPORTS

Councilwoman LeClair has been talking to Jim Martin from the LA Group about the easement paperwork for the riverfront park. She said he has had good conversations with General Electric. She has played phone tag with National Grid, but they have previously expressed that they are more than willing to work with us. She has been trying to get in contact with the EPA. When Councilwoman LeClair spoke with the EPA last spring they told her they have to do inspections on the sites and they would get it done as quickly as possible. She would like to know if the Board Members were okay with her approaching Don Bates the

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owner of a small piece of land that accesses the dirt road that is on National Grid property off Birch Drive. She wants to ask him if he was willing to allow us to use his property to access the riverfront park.

There were no objections voiced by the Town Board.

Councilwoman LeClair said she would like to get a flag and flag pole installed in front of the municipal building before the end of the year. Joe Patricke was checking on updated prices.

Paul Joseph reported that the highway department staff has been cleaning out the old garage on William Street. The old walk-in vault door from the old Town Clerk's Office is still in the old highway garage. He wanted to know what the Town Board wanted him to do with it. He said he could hold it until spring and put it on Auctions International and see how much money it brings or do they want to scrap it.

The Board Members told him to hold it until spring unless the building is sold before that.

Councilman Prendergast reported that the Personnel Committee met a week or two ago with the Water Superintendent to cover the job applications for laborer for the Water Department and narrowed down the list a little. He hoped to present to the Board a list of people to interview sometime early in January.

Councilman Prendergast reported that the sewer committee met last night in the municipal building.

Councilman Vittengl stated that he talked with the Glens Falls Transportation Council about a bike path to connect the Betar By-Way with the "Moreau Park". Brookfield has expressed interest in working with us on it, but they want hard numbers as to what it will cost before they commit actual dollars to it. He said he thought the Board talked about sending out RFP's for engineering to come up with the preliminary "guesstimate" as to what the bike path system would be, who would participate and the cost. We need to get a request out there and get somebody to develop it if we are going to move forward with Brookfield Power.

Supervisor Jenkins said they could send out RFP's and he asked Councilman Vittengl to help him put it together.

Supervisor Jenkins reported on a request from Tim Johnston for some sort of uniform allowance for his two full-time employees for the winter weather. They are outside a lot and they are looking for some boots and winter clothing. In the past we provided some hats and t-shirts. He didn't have a problem authorizing up to \$500.00 for clothing for the winter weather.

Councilwoman LeClair stated that she thought a few years ago the Town bought coats for them and the place they bought them from provided a 25% discount and they spent about \$350.00 for boots and a heavy coat.

Councilman Prendergast said he didn't have a problem with that.

Councilman Kusnierz asked how many employees we were talking about and Supervisor Jenkins replied just the two full-timers.

Supervisor Jenkins stated he would tell Tim Johnston that his request was approved, but to keep the total cost for both employees under \$500.00.

Supervisor Jenkins reported that Fran Thibodeau reminded the Board that they need to send out RFP's to do the annual update document. She also wanted to know if the Board wanted to send out RFP's for the landfill financial assurance or can the Board just hire C.T. Male again. Supervisor Jenkins said C.T. Male has done a great job with this since he has been here and they aren't very expensive. There were no objections raised by the Board Members to using the services of C.T. Male again to prepare the financial

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assurance for the landfill. Supervisor Jenkins said he would send out RFP's to accounting firms for the annual update document.

A motion was made by Councilman Vittengl and seconded by Councilman Prendergast to adjourn the meeting at 8:25 p.m.

Roll call vote resulted as follows:

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

Respectfully submitted,

Jeanne Fleury
Town Clerk