

A regular meeting of the Town Board of the Town of Moreau was held on December 9, 2014 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**

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

**Town Board Members Absent**

Todd Kusnierz Councilman  
Gina LeClair Councilwoman

**Also Present:** Leeann McCabe, Town Clerk; Paul Joseph, Highway Superintendent; Reed Antis, Planning Board Member and Town Resident; Pete Corlew, Recreation Department Laborer; and Town Residents: Terry Clarke, Angela Wadsworth and Donna Jacobie.

Supervisor Jenkins led the Pledge of Allegiance.

Supervisor Jenkins welcomed everyone to the meeting and asked that all electronic devices be silenced.

**APPROVAL OF MINUTES**

The minutes of December 2, 2014 were prepared and distributed to the Town Board in advance of the meeting for the Town Board Members review, comment, correction and approval.

**MINUTES DECEMBER 2, 2014 AUDIT MEETING**

Page 93, at the bottom, add Woodscape Lighting District – WS Fund - \$438.33.  
Page 88, 3<sup>rd</sup> paragraph and 4<sup>th</sup> paragraph, change Highway Shoulder to Culvert Pipe  
Page 89, 2<sup>nd</sup> paragraph, change #8 to read #2

**MINUTES DECEMBER 2, 2014 REGULAR TOWN BOARD MEETING**

Page 397, 1<sup>st</sup> paragraph, change five of his employees to all of his employees and add the date of October 29<sup>th</sup> to the second to last sentence.

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl to approve the minutes from December 2<sup>nd</sup> (2 sets) with the above corrections so noted.

Roll call vote resulted as follows:

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

**SET FUTURE MEETINGS**

A special meeting was scheduled for December 16, 2014 at 7:00 p.m. for the purpose of Approving the Map Plan and Report for Sewer District 1, Extension 4, contingent upon CFA approval and to set Public Hearings for the Moreau Emergency Squad and South Glens Falls Fire Co. 2015 contracts.

**15 MINUTE PUBLIC COMMENT PERIOD**

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Terry Clarke asked questions about a water line break that happened at Larry Sweet's home on Gansevoort Road. He wanted to know who was there. He also asked when they would be checking the fittings.

(The complete audio of this discussion can be heard on the Town's website)

Angela Wadsworth asked who supplied the materials that Casale used. She stated that the materials that were used to replace pipes in her home were purchased from Lowe's by Jesse Fish and she stated that they weren't contractor grade materials. Councilman Prendergast stated that there is no one on the Town Board that tells Jesse what grade of materials to purchase. He will speak with Jesse.

(The complete audio of this discussion can be heard on the Town's website)

Donna Jacobie presented a letter to Supervisor Jenkins and it was read aloud. She questioned how a tax map had been produced that was altered to fraud National Grid; How a residential district got changed from 2 to 1 so that a home could be built on an undersized lot; She asked in the conclusion of the letter why she can't be entitled to file a variance for road frontage or setbacks. Supervisor Jenkins stated that the zoning never changed and that she would have to apply for a zoning variance if that is what she wanted.

### **RECREATION DEPARTMENT REQUESTS**

Supervisor Jenkins stated that there was an issue discussed at last week's Town Board meeting regarding the Recreation Department. This issue has basically been resolved.

### **HIGHWAY DEPARTMENT REQUESTS**

Paul Joseph had a request for 216' of box beam Guide Rail on Sisson Road for \$9,000.00. He stated that this was for the north side coming in from Fort Edward Road. They've been hit several times by cars and they're very weak and he's looking to replace them to make them safe again.

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl authorizing the purchase of 216' of box beam guide rails/posts for Sisson Road at a cost of \$9,000.00 installed from Town & Country Bridge and Rail. This expense is covered in account DB5110.494 which has a balance of \$10,317.30 as of 11/3/2014.

Roll call vote resulted as follows:

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

Paul asked about the drainage out in front of the Municipal Complex. He stated that there's enough money for one drywell and stone. This should keep the Sheriff's Department from flooding out this winter.

A motion was made by Councilman Vittengl and seconded by Councilman Prendergast approving the Highway Department to install one drywell and stone base at the entrance to the Sheriff's Department at a cost not to exceed \$15,000.00.

Roll call vote resulted as follows:

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

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**WATER DEPARTMENT REQUESTS**

Supervisor Jenkins stated that the Village of South Glens Falls has a leak in their stand pipe and they'll have to shut down their system for three days according to the Mayor or up to about a week and a half according to Jesse Fish. They've requested to use the Town's water supply until their problem is fixed. This would be based on the original contract we've had with the Village and at a rate of ~~\$3.35~~ \$2.25 per thousand gallons of usage. [amended 1/13/15 lm]

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl authorizing the supply of water to the Village of South Glens Falls at a rate of \$3.35 per thousand gallons of usage.

Roll call vote resulted as follows:

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

**AUTHORIZATION TO SIGN CONTRACT WITH C2AE, SEWER DISTRICT 1, EXT. 4**

Supervisor Jenkins has a proposed contract from C2AE, which is Tim Burley. This contract would be if we get the CFA Award, then we would move ahead and have Tim prepare the map plan and report needed. If we don't get the CFA award, then we won't have a project.

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl approving the Contract with C2AE for preliminary engineering services for Sewer District 1, Ext. 4 contingent on the CFA award for an estimated fee of \$5,400.00 and authorization for the Supervisor to sign the agreement.

Roll call vote resulted as follows:

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

**EAGLE SCOUT PROJECT**

A letter was received from Derek Mann. He is a Life Scout in Boy Scout Troop 99 of South Glens Falls and a sophomore at South Glens Falls High School. He's working on his Eagle Scout project with Mr. Ed LaFave. The project will involve mapping Rice Cemetery and documenting the locations of the people buried there to provide a reference for people looking for their ancestors.

A motion was made by Councilman Vittengl and seconded by Councilman Prendergast approving Derek Mann's Eagle Scout Project, mapping and documenting locations of deceased in Rice Cemetery.

Roll call vote resulted as follows:

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

**LETTER OF SUPPORT FOR SARATOGA PLAN**

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A letter was received from Devin Rigolino, who works for Saratoga PLAN, which serves as the main land conservation entity working within Saratoga County. They are in the process of putting together an application for funding from the New York State Conservation Partnership Program, being reviewed by the Land Trust Alliance, for a project focused on the Palmertown Ridge, which cuts through the Town of Moreau and are looking for a letter of support.

A motion was made by Councilman Vittengl and seconded by Councilman Prendergast authorizing the Supervisor to send a letter of support of the Saratoga PLAN project focused on the Palmertown Ridge.

Roll call vote resulted as follows:

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

#### **FIRE ADVISORY BOARD APPOINTMENT**

Supervisor Jenkins stated that this agenda item doesn't need Town Board approval. He appointed Don Ranck as our representative on the Fire Advisory Board for a 2 year term ending December 31, 2016.

#### **REAPPOINTMENT OF RICHARD KUBIS T ZONING BOARD OF APPEALS**

A letter was received from Richard Kubis to be reappointed to his position on the Zoning Board of Appeals. His current term ends December 31, 2014.

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl to reappoint Richard Kubis as a member of the Zoning Board of Appeals for another 5 year term which will expire 12/31/2019.

Roll call vote resulted as follows:

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

#### **15 MINUTE PUBLIC COMMENT PERIOD**

Reed Antis asked Supervisor Jenkins about the meeting he was to attend with the Building Committee regarding recycling at the transfer station and he stated that it had been canceled. He stated that there was to be a contract in place by January but he hasn't seen anything in writing yet. He stated that the Town would receive \$35,000 and our job would be to monitor that portion that the County is responsible for. Reed asked if all the Towns are making this change. Supervisor Jenkins stated that of the 5 Towns, 4 are changing and 1 is remaining the same.

Reed asked if the Water Asset Program that's being done by Tim Burley has been completed. Councilman Prendergast stated that he will see if he can get a date for completion.

Reed asked Councilman Vittengl about trees that are marked at the end of Nolan Road and if this is where the new park would be. He stated yes and that of the trees that are marked to come down only a few will actually be taken down. Reed asked if this trail system would go on anyone else's property and Councilman Vittengl stated no, it's all on Town of Moreau property. He also stated that they're envisioning this to be a loop like Cole's Woods. Reed asked if this would be a non-motorized trail. Councilman Vittengl stated yes, it would be for hiking, cross country and snow shoeing.

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Reed asked Supervisor Jenkins when the Village will start drawing water from the Town. Supervisor Jenkins stated that it should be Saturday, Sunday and Monday. He was told by Jesse Fish that it may be a little longer than that. Supervisor Jenkins also stated that they may have to open up more water being used from Saratoga County to maintain the tanks as the water that we will be supplying comes straight from the tanks.

Donna Jacobie asked how many speeding tickets have been given out since they reduced the speed limit on Moreau Recreation Road. She stated that because if they are going to increase the speed limit, she wants to know how they are going to stop people from speeding. She stated that she has called the Sheriff's Department more than once for people racing up and down the road. She also asked who she would see to file a variance for road frontage and setbacks. Supervisor Jenkins answered that she would have to see someone in the Building Department. He also stated that he didn't have an answer to her first question regarding the speeding tickets but will speak to someone in the Sheriff's Department in Ballston Spa.

Angela Wadsworth had a discussion primarily with the Town Attorney regarding her issues with the neighboring house that was built and she felt that some of the issues were in violation of the Town Code.

### **COMMITTEE REPORTS**

There were no reports at this time.

### **SUPERVISOR'S ITEMS**

The Supervisor reported that there was a meeting regarding sewers that he attended with Councilman Vittengl. He stated that without the funding, they won't be able to afford to go ahead with the project. If they get the CFA \$2,300,000.00 it puts it in the ball game. We're still going to have a lot of people questioning the late notice and we'll have to be prepared for that. He stated that we'll have the meeting but we may not do anything. He won't be authorizing Tim Burley's work until they know about the CFA funding, which should be on Thursday.

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl to adjourn the regular meeting at 8:10 p.m.

Roll call vote resulted as follows:

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

Meeting adjourned.

Respectfully submitted,

Leeann McCabe  
Town Clerk

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