

A regular meeting of the Town Board of the Town of Moreau was held on June 11, 2013 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

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

The Town Clerk called the roll.

Town Board Members Present

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

Town Board Members Absent

None

Also Present: Jeanne Fleury, Town Clerk; Malcolm O’Hara, Attorney for the Town; Paul Joseph, Highway Superintendent; Peggy Jenkins, Assessor; Jesse Fish, Water Superintendent; Jamie Munks, Post Star Reporter; Bob Murray and Marilyn Ryba from Shelter Planning; Vince Sporrer, Town Resident; Reed Antis, Town Resident and Planning Board Member; John Telisky, Town Resident entered meeting at 7:40 p.m.

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

May 28th (2 Sets) and June 4th

MINUTES – MAY 28, 2013 – MONTH-END AUDIT MEETING OF TOWN BOARD AT 6:30 P.M.

No comments or corrections.

MINUTES – MAY 28, 2013 – REGULAR TOWN BOARD MEETING

Correction: Page 206 – 2nd paragraph from bottom of page – change the word “renewal” to “renewable”

MINUTES – JUNE 4, 2013 – WORKSHOP RE: BACKGROUND CHECK POLICY AND PROCEDURES

No comments or corrections.

A motion was made by Councilwoman LeClair and seconded by Councilman Vittengl to approve the minutes of the Month-End Audit Meeting held on May 28th at 6:30 p.m. as prepared and the minutes of the Regular Town Board Meeting held on May 28th at 7:00 p.m. with the above correction so noted.

A regular meeting of the Town Board of the Town of Moreau was held on June 11, 2013 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

Roll call vote resulted as follows:

Councilman Kusnierz	Yes on the Month-End Audit Meeting Minutes and Abstain on the Regular Town Board Meeting Minutes
Councilman Vittengl	Yes
Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Supervisor Jenkins	Yes

MINUTES – JUNE 4, 2013 – WORKSHOP RE: BACKGROUND CHECK POLICY & PROCEDURES

A motion was made by Councilwoman LeClair and seconded by Councilman Vittengl to approve the minutes of June 4th as prepared.

Roll call vote resulted as follows:

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

MEETINGS/WORKSHOPS SCHEDULED

A meeting of the Water Committee will be held on Monday, June 17th at 10:00 a.m. in Town Hall to discuss water rates and meters.

15 MINUTE PUBLIC COMMENT PERIOD

Vince Sporrer who owns property at 163 Fort Edward Road thanked the Town Board for blocking the roadway in the industrial park and said that he hasn't seen any four wheeled vehicles on his property since this has been done, but the "bikes" are still getting in though.

Vince Sporrer asked why the Town's website doesn't reference a telephone number and contact person for whoever is in charge of the Moreau Industrial Park. If someone wanted to get in contact with the LLC for instance there is no contact information on the website.

Supervisor Jenkins replied that the contact person would be him as there is no one in charge of the park technically.

Vince Sporrer said that information should be posted.

Vince Sporrer mentioned how Governor Cuomo wants to give tax exemptions around "college areas" and asked if that "null and voids all these other industrial parks".

Supervisor Jenkins replied that most of them lost their Empire Zone status anyway. He doesn't see any benefit for our community from what Governor Cuomo is trying to do.

Vince Sporrer stated he didn't think it was fair that he should have to pay for businesses coming in and it is a classic example of government trying to micromanage. If the tax break is good for business then give it to all businesses or if they want to give special incentives for small businesses then fine, but the taxpayers shouldn't take on that burden. He mentioned Target and Ace Hardware and how once their tax breaks disappeared "then you are being sued", because their assessment is too high.

A regular meeting of the Town Board of the Town of Moreau was held on June 11, 2013 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

Reed Antis asked if a phone has been supplied for the beach area in the event of an emergency and if a chain of command has been established in the event that something unfortunate should happen at the beach and the lifeguards know who to contact.

Councilwoman LeClair replied no, but they are working on a checklist sheet. Since we only have a part-time Rec. Director, she and Councilman Vittengl have the availability to check in during the day along with the Rec. Maintenance Supervisor and the Rec. Director.

Reed Antis suggested that they should keep track of the attendance at the beach so we will know what the actual use of the beach area is.

BOB MURRAY/MARILYN RYBA – SHELTER PLANNING

Bob Murray and Marilyn Ryba were present to talk to the Town Board about the Affordable Housing Corporation (AHC) and how the Town is being awarded \$144,000.00 to rehab five housing units.

Bob Murray explained how they applied for two grants last year and the one grant was denied, but the AHC has approved funding for the Town in the amount of \$144,000.00. He said it is a start and it sets the Town up to receive more money in the future. He stated that after they filed the grant application there was a lot of interest in the program that was received.

Marilyn Ryba stated that previously the AHC money was a 60/40 match, but that has changed and the money is now being awarded without a match requirement. When they submitted the grant application there were 24 income eligible properties and since that time 101 additional surveys have been returned to them and 98 of those are income eligible. This demonstrates a future need.

Bob Murray stated that they would re-submit a grant again in the fall at no cost to the Town to try and get the balance of the funding that the Town didn't receive under the Home Program. He said he would discuss the next grant submission with the Town Board sometime in late July or early August.

Councilwoman LeClair asked how they would choose which homes to rehab when there is only enough money to do five of them.

Marilyn Ryba replied that they could select which homes to do by income, age of household, disabilities, frail elderly, if there is any special assistance needed in the home, are their children under the age of five, is there lead paint in the home that needs to be removed, energy needs of the household, etc. Also, selection could be based on information being received from the property owner in a timely manner.

Supervisor Jenkins said he would like the Town's Building Inspector to do the inspections as he has worked on some of these projects and he wants to make sure the contractors comply.

Bob Murray and Marilyn Ryba replied to this saying that they make sure the contractors are reliable and do the work they are supposed to do. Marilyn Ryba said she insists on seeing the electrical inspections and certificate of occupancies.

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl authorizing Shelter Planning to move forward with submitting another grant application in the second round of grants at no cost to the Town.

Roll call vote resulted as follows:

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

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Supervisor Jenkins Yes

MONOLITHE SOLAR PANEL LAYOUT

Councilman Vittengl reported that Monolithe Solar offers 100% efficiency. The proposal is to install 26 structures or 416 solar panels on the Town's property located off Route 197 where the new municipal center is located. Diagrams of where the solar panels could be located on the property were given to the board members to review. He stated that the power bills will be 25% less than what the Town is currently paying if we go with solar energy. After one year we will get off the demand charge from National Grid. He asked if the board wanted to make a motion and second to move ahead with this so that the attorneys could negotiate a contract and if the contract is approved then they could move ahead.

A motion was made by Councilman Vittengl and seconded by Councilwoman LeClair to go ahead with the proposal from Monolithe Solar Energy and authorizing the attorney for the Town to negotiate a contract.

Supervisor Jenkins stated that Monolithe Solar is going to incur the \$250,000.00 cost to install the solar panels on the Town's property. The Town won't pay any of that cost. The contractor will get a lot of their money back from the State, NYSERDA and tax credits. The Town also won't be responsible for the maintenance of the solar panels. It will save the Town 25% to 30% in energy costs the first year and possibly more in the future. It is a chance for us to participate in green energy without laying out any money and it will use less gas and oil that is needed to produce electricity.

Councilman Kusnierz asked, for clarification purposes, if this proposal will lock the Town into an agreement to purchase power for 20 years.

Supervisor Jenkins replied that it will if a contract is signed. They have agreed to give us some say over the conditions of the solar panels to make sure they are maintained adequately to our satisfaction.

Councilman Kusnierz stated that if they looked at the electricity market over the past 15 to 20 years there has been a lot of change in technology and how electricity is delivered to consumers and how they break out delivery fees vs. the cost of the actual commodity, electricity. He is very hesitant about locking the Town into a 20 year contract where we say we are going to buy power from them for that period of time, because that limits our options should new technologies come about or a change in the wholesale or retail cost of electricity takes place in the next 5 or 6 years.

Councilman Vittengl stated that they did say that if electricity goes down they would lower their rate to 25% below the going rate.

Supervisor Jenkins stated that they guarantee their rate to be 25% lower than the going utility rate, it is in the contract.

Councilman Kusnierz said he thought we didn't have a contract.

Supervisor Jenkins replied that we don't yet, but that is what they are recommending in the contract. They guarantee us 25% less than the going utility rate by the utility, which would be National Grid. He stated that in his lifetime he has never seen electricity go down.

Councilman Vittengl said we will only pay for power that we use. He said if the lights are off and they are producing power that goes back into the grid and they get paid back on that. If we had another source of power other than solar we would only pay for the solar power that we use.

A roll call vote resulted as follows:

Councilwoman LeClair Yes
Councilman Kusnierz No

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Councilman Vittengl	Yes
Councilman Prendergast	Yes
Supervisor Jenkins	Yes

HIGHWAY DEPARTMENT REQUEST

Paul Joseph, Highway Superintendent, submitted a request to the Town Board before the meeting to repair the cutter shaft and attaching parts to the side mower on the New Holland Tractor #49. The parts are dealer items only so a quote was obtained from Capital Tractor in the amount of \$1,856.24. The cost would come out of account DB5130.492 that had a balance of \$23,285.63 as of 6/3/13.

A motion was made by Councilwoman LeClair and seconded by Councilman Prendergast authorizing the purchase of parts for the New Holland Tractor #49 from Capital Tractor at a cost not to exceed \$1,856.24.

Roll call vote resulted as follows:

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

Councilman Kusnierz stated that the Town Board received a list of entrances to the Town. He asked if they were going to post the "Right to Farm".

Paul Joseph stated that the Town Board asked him for a listing of the roads and then the board was going to come up with the wording for the sign.

Councilman Kusnierz said the wording for the sign is pretty simple and then said he was posing the question to the Town Board.

Supervisor Jenkins stated that they needed to get a price.

Councilwoman LeClair asked for an explanation to be put on the Town's website of what Right to Farm means. She said the signs won't mean a lot if the people don't know what they mean.

Paul Joseph stated that if the board gave him the wording for the signs then he could determine the size of the signs and then get prices.

Councilman Kusnierz stated that simple is best "Right to Farm". He asked if they wanted to post a sign in a residential area where you enter the Town or do they want the signs where you enter an agricultural district.

Supervisor Jenkins said primarily where there is an agricultural district, but they may want to put up a sign at the main entrance to the Town on Route 9.

Councilman Kusnierz explained what "Right to Farm" means. The Town Board adopted a Right to Farm Law, which is based on the State's Right to Farm Law, which is under Section 308 of the Agriculture & Markets Law. It affords activities that take place in those areas and certain protections; one of them is local governments cannot implement local policies or ordinances that would infringe upon generally accepted best management practices that are occurring in the agricultural district. The Town of Moreau Town Board had the foresight years ago to adopt that local law to reaffirm its commitment to the agricultural industry.

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Paul Joseph stated that some Town's have their logo on the sign and there are all sorts of things you can do.

Councilman Kusnierz said the most important thing is just to notify the public about this law. We don't have to go crazy with the cost.

WATER DEPARTMENT REQUESTS

None

Supervisor Jenkins stated that the Town is not providing water to the Village of South Glens Falls yet, because there are some issues about possible emergency situations and that is being worked on. The Village is going to have to pay for an emergency hookup at the county site. He will be discussing it with the Mayor tomorrow. He received a price today. If they don't want to do this, then they will have to wait until we complete the hookup at the pumping station.

Jesse Fish added that the Town of Queensbury and NYS DOH aren't comfortable providing water to the Village of South Glens Falls during peak demand in the event of an emergency with Queensbury where they are not able to supply us with water we would still have to supply the Village with water and our hookup with the county is not ready yet. What NYS DOH proposes is to make that county hookup available to be used even though it is not on-line yet and the water isn't going through the meter or our pumps. A Fire Truck would hook up to the county line and a boil water notice would have to go into effect immediately. He said it is a worst case scenario in the case of an emergency in which event the Town of Queensbury would only be down for a maximum of eight hours. They feel as if they can fix anything they have to in an eight hour period. The Village of South Glens Falls was supposed to take care of this when it wasn't during our peak demands. Peak demand is definitely June, July and August and that is why NYS DOH is insisting that we have some sort of emergency backup. It is probably a good idea anyway in case something happens down the road. In the meantime there is a cost to do this.

POP WARNER – APPROVAL FOR CLEAN UP AT THE BEACH

Supervisor Jenkins noted that the agenda reads that Pop Warner wants approval to clean up the beach on June 6th and he said that date has come and gone so he assumes the cleanup will be this week. They are asking for approval to do this. They have insurance that they file with us every year.

A motion was made by Councilwoman LeClair and seconded by Councilman Prendergast authorizing Pop Warner to clean up the beach area.

Roll call vote resulted as follows:

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

BACKGROUND CHECKS – REVISED DRAFT POLICY AND PROCEDURES - ADOPT

Supervisor Jenkins said all board members should have two copies of the draft policy and procedures for background checks. One is a lined out version and the other is a version after changes having been made.

Councilman Kusnierz asked if we will be requiring background checks on our volunteer coaches. The answer was yes.

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Councilman Kusnierz stated “for instance with soccer down there” volunteer coaches almost always have their own child on the team, will they be subjected to background checks.

Supervisor Jenkins said they will have to verify it to us.

Councilwoman LeClair stated that they will have to verify on team letterhead that they have done background checks. The Town isn’t going to do them.

Councilman Kusnierz said for example, the Town of Moreau soccer program is a Town of Moreau program, but we are going to let somebody else operate it. The answer was yes.

Councilman Vittengl stated that they will do the Family Watchdog and the DCJS site.

Councilman Kusnierz asked if there is a cost associated with this.

Councilman Vittengl replied that it is taken care of.

Councilman Kusnierz asked how they will do that, build it into the fees?

Councilman Vittengl replied yes.

Councilwoman LeClair stated that she doesn’t think there is a cost for those two sites. DCJS takes longer. Her understanding from their discussion with the Town of Clifton Park is that DCJS does level 1 and the Family Watchdog site only does level 2 and 3. She then said that the DCJS gives you level 1, 2 and 3. Depending on the time of year the background check is requested it can take one or two days and all the way up to one week or ten days for results.

Councilman Kusnierz asked if there is or isn’t a cost associated with this.

Supervisor Jenkins and Councilwoman LeClair replied that there is no cost associated with this.

Councilman Kusnierz said for instance, some of the baseball teams have five coaches and they are all parents and they would all be required to undergo a background check or the organization representative would sign a paper saying that they have followed through on this.

Supervisor Jenkins said he thought that was what they had decided to do. The State Comptroller’s Office has stated that at a minimum the sex offender registry should be checked whenever youth or seniors are involved.

Councilman Kusnierz said this is just for sex offenders then.

Supervisor Jenkins said this is just background checks. He then asked if the board was ready to approve the policy or would they rather adopt it at the next meeting.

Councilman Kusnierz asked if it could be put on the next agenda and asked that Terry McGuire send him the copy with the red changes, because he didn’t get that one. Attorney O’Hara gave Councilman Kusnierz the copy that he wanted.

UNIFORM NOTICE OF CLAIM ACT

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

A regular meeting of the Town Board of the Town of Moreau was held on June 11, 2013 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

WHEREAS, General Municipal Law, §53 requires towns to file a certificate with the Secretary of State designating the Secretary of State as an agent for service of a notice of claim: and

WHEREAS, General Municipal Law, §53 requires the certificate to include the applicable time limit for filing the notice of claim and the name, post office address and electronic mail address, if available, of an officer, person, for the transmittal of notices of claim served upon the Secretary as the town's agent, and

WHEREAS, pursuant to General Municipal Law, §50-e(1)(a), the applicable time limit for the filing of a notice of claim upon a town is 90 days after the claim arises, or in the case of a wrongful death action, 90 days from the appointment of a representative of the decedent's estate;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Moreau, County of Saratoga designates Jeanne M. Fleury in her capacity as Town Clerk of the Town of Moreau, to receive notices of claims served upon the Secretary of State by mail at 61 Hudson Street, South Glens Falls, New York 12803 and email at townclerk@townofmoreau.org, and

BE IT FURTHER RESOLVED, that the Town Board hereby directs the Town Clerk to file the required certificate with the Secretary of State informing him of the Town's designation and applicable time limitation for filing a notice of claim with the town on or before July 14, 2013.

Roll call vote resulted as follows:

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

EASEMENTS RIVERFRONT PARK & RESOLUTION AUTHORIZING EXPENDITURE OF \$3,000.00 FROM TOWN-WIDE RECREATIONAL CAPITAL RESERVE FUND FOR PROFESSIONAL SERVICES OF LA GROUP TO DRAFT AND OBTAIN EASEMENTS FOR RIVER FRONT PARK PROJECT

Supervisor Jenkins stated that agenda item 12 and 14 are the same topic.

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

WHEREAS, by resolution dated December 13, 2011, the Town Board of the Town of Moreau duly established a capital reserve fund designated as the Town-Wide Recreational Capital Reserve Fund for the purpose of funding the acquisition and development of lands within the Town of Moreau for recreational use, including capital improvements on lands presently owned, in fee or otherwise, leased or hereinafter acquired in fee or otherwise or leased by the Town, and

WHEREAS, the Town-Wide Recreational Capital Reserve Fund has a present balance of approximately \$51,782.03 as of May 31, 2013, and

WHEREAS, the Town Board of the Town of Moreau has determined it necessary to engage the services of an engineer to aid in the drafting and obtaining of easements on property adjacent to the river front area being prepared for use by the public for recreational activities; and

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WHEREAS, the obtaining of easements at the river front area is a purpose for which the Town-Wide Recreational Capital Reserve Fund was established; and

WHEREAS, the Town Board desires to fund the payment to the engineer out of the Town-Wide Recreational Capital Reserve Fund; and

WHEREAS, the Town Board has determined that the The LA Group Landscape Architecture and Engineering, P.C., 40 Long Alley, Saratoga Springs, New York, shall be the engineers engaged to perform the above-referenced services; and

WHEREAS, the Town Board having deliberated upon this matter;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby authorizes the expenditure of funds, not to exceed \$3,000.00, from the Town-Wide Recreational Capital Reserve Fund, a capital reserve fund, to be expended for the professional services to be provided by the LA Group for the drafting and obtaining of easements on property adjacent to the river front area being prepared for use by the public for recreational activities; and

BE IT FURTHER RESOLVED, that the Supervisor is authorized to enter into a contract with the LA Group for the performance of the above-referenced services; and

BE IT FURTHER RESOLVED, that this resolution is made pursuant to General Municipal Law Section 6-c and is subject to a permissive referendum, as permitted by law.

Roll call vote resulted as follows:

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

RESOLUTION AUTHORIZING ALL FUTURE SUBDIVISION RECREATION FEES RECEIVED FROM DEVELOPERS TO BE DEPOSITED INTO THE TOWN-WIDE RECREATIONAL CAPITAL RESERVE FUND PER RESOLUTION CREATING FUND 12/13/11

This agenda item was tabled until the next meeting. Supervisor Jenkins is going to ask the attorney for the Town to draft a formal resolution.

WATER DISTRICT 6 DEBT SERVICE PAYMENT AND FUND BALANCE

Principal Account Clerk, Fran Thibodeau, submitted a memo to the Town Board indicating that a debt service payment is due to NYS Environmental Facilities Corporation for the Water District 6 water tower. As of May 31, 2013 the checkbook balance for Water District 6 is \$60,692.38 and the annual payment is \$128,704.00. Therefore, funds will have to be borrowed from another water district and will need to be paid back to that district by December 31, 2013.

Councilman Kusnierz asked what they have to do structurally to get it back in line so we don't have to keep borrowing.

Supervisor Jenkins stated it will be hard to do based on the timing of the payment and the timing of the money we receive in water rents. It will be an ongoing problem until they figure out how to change it. He is working on something to present to the Water Committee that they can look as to how we can deal with

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this issue. We are going to have the same issue next year in Water District 1 when we have a debt service payment due that includes the county hookup and the new water tank that everybody uses. One idea is to take all the costs related to the water tanks and allocate the costs amongst the water districts based on usage. The other idea is to consolidate all the water districts and have everybody at the same rates. Right now we need to borrow up to \$70,000.00 from Water District 2 and repay it at whatever the current interest rate that the banks are paying.

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl to borrow up to \$70,000.00 from Water District 2 to make the debt service payment in Water District 6.

Roll call vote resulted as follows:

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

TRANSFER STATION ROOF

Councilwoman LeClair reported that she has asked Joe Patricke to review the plan for the roofing on the Transfer Station.

Supervisor Jenkins said he understands that there is a lot of structural damage to the roof itself.

EMERGENCY PREPAREDNESS PLAN – UPDATING NEEDED

Supervisor Jenkins stated that they went through the Emergency Preparedness Plan back in April and made changes, but nothing was done with it after that. He said it could be better, but it is better than the one currently on file.

Councilman Prendergast asked if the Director of Emergency Services at the County would make recommendations to the Town on this plan.

Supervisor Jenkins said possibly, but they would like the Town to submit a plan to them.

Councilwoman LeClair stated that when there was flooding in the Town there was difficulty sending out the reverse 911 from the county. She said it would be nice to know from “them” who the first, second and third contact is and anybody who is going to have anything to do with this should have that information.

Discussion followed.

Councilman Kusnierz stated that we list the chain of command with titles. He asked who the emergency coordinator and public information officer.

Supervisor Jenkins stated that he is the emergency coordinator, but most of the duties will be turned over to Joe Patricke, because he knows the Town as well as anybody along with the Highway Superintendent.

Councilwoman LeClair thought that the Highway Superintendent and the EMS are pivotal.

Councilman Kusnierz suggested that at the Organizational Meeting they add who the Emergency Coordinator and Public Information Officer are.

A motion was made by Councilwoman LeClair and seconded by Councilman Kusnierz to adopt the attached Emergency Preparedness Plan.

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

WHITE BIRCH ESTATES – CHANGE IN HOW THEY BILL THEIR TENANTS FOR WATER

Supervisor Jenkins reported that the owners of White Birch Estates have changed how they bill their tenants for water usage and it is in violation of the Town Code. Attorney Buettner is sending a letter to the owner of the park to have them reimburse the people overcharged and if they plan to change their rate structure they need to approach the Town Board first for approval.

No objections were raised by the Board Members present over the sending of this letter.

GRISWOLD CEMETERY SIGNS

Reed Antis presented suggested wording for a sign to go up in Griswold Cemetery outlining some of the Town's Rules & Regulations governing cemeteries in Moreau that are under the care of the Town. He also presented photos of similar signs around the area. If the Town Board agrees with the wording then he will get prices. No objections were raised by the Town Board Members.

15 MINUTE PUBLIC COMMENT PERIOD

Vince Sporrer asked what plans the Town Board had to prevent people from wandering off the trails in the proposed riverfront park and onto his property.

Councilwoman LeClair replied signage or markings.

Vince Sporrer stated that the Town hasn't been too successful in controlling motorcycles and four-wheelers in the industrial park, so how are they going to handle the area down by the river.

Councilwoman LeClair said that it would be foot traffic not motor vehicle traffic.

Councilwoman LeClair said except for an entrance to walk onto those lands, they could get down there now if they chose to, so it shouldn't be any different than it is now.

Vince Sporrer said they would be opening up more area and another access area to the property along the river. He also asked if there was going to be a leash law in the industrial park too.

Councilwoman LeClair said she hoped so.

Supervisor Jenkins mentioned that there is a leash law throughout the entire Town now.

Vince Sporrer said he knows that, but he has seen three pit bulls off of their leashes in the industrial park. The property he has is very accessible from the property proposed to be developed. He wants to know how they plan to keep the people on the trail and off his property.

Councilwoman LeClair said it hasn't been decided, but she welcomed him to attend meetings on this when they are held.

Vince Sporrer said he doesn't have to come to the meetings. He wants to know how the Town Board is going to do it.

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Councilwoman LeClair asked how he would like it done.

Vince Sporrer asked Councilwoman LeClair to give him some proposals and he will tell her what he likes and doesn't like.

Councilwoman LeClair said she would support putting a fence up and signage that reads No Trespassing, Private Property.

Vince Sporrer said he would like it posted No Hunting also.

Supervisor Jenkins stated that the State Police & Sheriff's Department has been patrolling in the industrial park lately, but he isn't too sure how often.

Vince Sporrer stated that the industrial park has been used for target practice too.

Reed Antis asked Supervisor Jenkins if he has gone down to the site where the Brookfield Power Plant is to see how much garbage has been dumped there. He said Supervisor Jenkins promised him he would do this.

Supervisor Jenkins replied that the garbage is still piled there. He said he doesn't know what part of the property is owned by the Town, National Grid or the LLC. He said most of it is household items and not food garbage. We could tell the landowner(s) that they are running an illegal landfill and they have to clean it up or we will take them to court. He said we have done it before.

Reed Antis stated that people have been hunting illegally, trespassing, dumping illegally and we have a community that has no enforcement. It is pretty well known that we are a doormat. They come into our Town and walk all over us.

Supervisor Jenkins stated we can get rid of the garbage, but there are four-wheelers and motorcycles that are being driven anywhere they choose.

Reed Antis said that what he was saying is that we don't have any enforcement.

Supervisor Jenkins stated that if we had a Town Law Enforcement Agency then our budget would be doubled. We depend on the State Police and Sheriff's Department and the Sheriff's Department has two four-wheelers county-wide.

Reed Antis asked if we still have dogs off leashes in the Rec. Park and asked if the Board has dealt with that problem.

Supervisor Jenkins said enforcement is difficult.

Brief discussion followed.

COMMITTEE REPORTS

Councilwoman LeClair reported that three applications have been received for lifeguard. She asked for someone to help her with interviews.

Councilwoman LeClair stated that there is a class on June 20th at ACC regarding the new health care law and she would like Fran Thibodeau to attend with her. The cost is \$10.00 and Councilwoman LeClair said her employer would pay for her registration fee.

A regular meeting of the Town Board of the Town of Moreau was held on June 11, 2013 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl authorizing Fran Thibodeau to attend a session on the new health care law on June 20th at ACC sponsored by the Adirondack Chamber of Commerce and for the registration fee of \$10.00 to be a proper town charge.

Roll call vote resulted as follows:

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

SUPERVISOR'S ITEMS

Supervisor Jenkins read an e-mail received from John Otoupal as follows:

“The rec. staff did a great job installing a serving window in the snack bar and screened both windows in for us. They did all of this on their own without us asking and did an outstanding job. All of these guys have been great to us all season long. I just wanted you to know these men deserve a pat on the back for going out of their way to help support our program. We couldn't do it without them and we really appreciate all of their efforts.”

Councilwoman LeClair stated that John Otoupal asked her to tell the Board Members that the fields this year are better than they have ever been and it is really appreciated.

Susan Stockman requested that she be allowed to use her sick time for cancer screening and she will provide a schedule upon request. She has four sick days. The Board Members didn't have a problem with this request.

Supervisor Jenkins stated that Erin Trombley, Recreation Director, wants to know if the Town Board has waived insurance requirements for organizations and their vendors. There is some kind of craft program that wants to use the Rec. Park and she wants to know if each vendor has to file a certificate of insurance. Also, do they need to prove that they are a bona fide charitable organization.

Councilwoman LeClair said this has to do with Tracy's Troops. They want to use the Rec. Park for a fundraiser and the Town Board has allowed this in the past.

Supervisor Jenkins said we have been allowing them in the past so he doesn't know why we would change it now. He said it would be nice to get some verification that they are a non-profit.

Councilwoman LeClair stated that Attorney Buettner is working on a release of liability for those who don't have insurance. This is something the board needs to discuss. Small groups that come into the park and do face painting for example, should we ask for a certificate of insurance and if they don't have insurance should we have them sign a release of liability. In a conversation with the Town Clerk's Office today Councilwoman LeClair stated that it was mentioned that it is required for some people and not for others and there is inconsistency and they would like direction from the board so that it is the same for everybody.

Supervisor Jenkins reported on two changes in proposals needed for the new municipal building that have been received from Hoosick Valley Contractors, Inc.

Change in Proposal #17 is to furnish labor and materials to increase the size of the platform by two feet in the courtroom/meeting room in the amount of \$1,367.51.

A regular meeting of the Town Board of the Town of Moreau was held on June 11, 2013 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

Supervisor Jenkins said widening the platform would allow room for people to move behind the chairs and allow room for computer equipment needed for the court.

Change in Proposal #18 is to furnish labor and materials to install 2 communication back boards to connect the cabling and wires for all communication devices in the building including computers. One will be in the storage room and one will be in the basement. The total cost is \$401.51.

Councilman Kusnierz asked if there are any more expenses projected in this project.

Supervisor Jenkins didn't think so. He said that everything has been estimated and covered in the budgeted amount, except maybe sprinklers in the lawn.

Reed Antis asked what the scheduled occupancy is.

Supervisor Jenkins said per contract the contractors are supposed to be done by July 31st.

Reed Antis asked if the moving committee has worked on moving plans.

Councilwoman LeClair said that she has taken two moving companies for tours to see what has to be moved and she has an appointment with another moving company for next week. She hasn't received any proposals yet. The moving companies have offered to present their proposals in front of the Town Board. She hoped that by the next meeting they can attend and present their proposals. She said they need to see the prices first though.

Reed Antis asked what the Town Board planned to do with this building.

Supervisor Jenkins said they probably would declare it surplus property and try to sell it and get it back on the Village Tax Rolls.

Reed Antis asked the Town Board what they planned to do with the old highway garage on William Street.

Supervisor Jenkins said there is still stuff being stored in that building. The property can't be used for commercial use per the Village Code. Most likely the building would come down and homes could be built on it. Contractors have been interested in the property in the past.

Reed Antis asked if the Moreau Community Center is storing their vehicle in it and the answer was no.

Following all of this discussion the Town Board forgot to make a motion and second to approve the change in proposals mentioned above.

Supervisor Jenkins asked for a motion to go into executive session.

A motion was made by Councilwoman LeClair and seconded by Councilman Kusnierz to adjourn to executive session at 8:38 p.m. to discuss AT&T Mobile Contract, Stone Bridge Article 7, the employment history/performance of an unnamed employee(s), and to discuss a conversation the Supervisor had with the Governor and the Governor asked that it not be made public.

Roll call vote resulted as follows:

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

A regular meeting of the Town Board of the Town of Moreau was held on June 11, 2013 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

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

A motion was made by Councilman Vittengl and seconded by Councilwoman LeClair to adjourn the executive session and re-open the regular meeting at 9:23 p.m.

Roll call vote resulted as follows:

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

No action was taken in the executive session.

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

WHEREAS, Stone Bridge Farm, LLC commenced proceedings pursuant to RPTL Article 7 for tax assessment relief for certain real property identified as Parcel No. 91-1-54 for the 2011 and 2012 tax years, and

WHEREAS, it is in the interests of the Town to resolve the inherently complex issues in this proceeding at this time and in this manner and thereby avoid significant costs and delay that would otherwise be incurred with continued, protracted litigation, and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby approves the settlement of this proceeding through a certain Court Order Upon Stipulation pursuant to which Petitioner agrees to withdraw and discontinue the proceedings with the assessed value of the Property to remain at \$1,102,000 and the greenhouse to be classified as exempt property for tax years 2014, 2015 and 2016, and be it further

RESOLVED, that the Attorney for the Town is authorized to sign the Court Order Upon Stipulation resolving this matter which incorporates the terms and conditions of the settlement approved herein.

Roll call vote resulted as follows:

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

A motion was made by Councilman Vittengl and seconded by Councilman Prendergast to adjourn the regular meeting at 9:29 p.m.

Roll call vote resulted as follows:

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

A regular meeting of the Town Board of the Town of Moreau was held on June 11, 2013 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

Meeting adjourned.

Respectfully submitted,

Jeanne Fleury
Town Clerk