

A regular meeting of the Town Board of the Town of Moreau was held on June 22, 2010 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, 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 8:24 p.m.)
Preston Jenkins	Councilman

Town Board Members Absent

None

Also Present: Jeanne Fleury, Town Clerk; Paul Joseph, Highway Superintendent; Martin D. Auffredou, Attorney for the Town; Steve Gram, Recreation Director; Joe Patricke, Building Inspector/Code Enforcement Officer; Joseph Moloughney from the New York State Canal Corporation; Michael Fogel, Attorney representing Cranesville; Lydia Wheeler, Post Star Reporter; Jesse Fish, Water Superintendent arrived at 7:14 p.m.; Jeremy Tripp, Recreation Department Laborer arrived at 7:42 p.m.; Town Residents: Vince Sporrer, Reed Antis, Adele Kurtz arrived at 7:09 p.m., John Telisky arrived at 7:09 p.m., Ed Loftus; Village Resident: Harry G. Gutheil, Jr.

Supervisor Jenkins led the Pledge of Allegiance.

Supervisor Jenkins welcomed everyone to the meeting and asked that everyone present turn off or put on vibrate 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:

June 8th and 16th

MINUTES – JUNE 8, 2010 – REGULAR TOWN BOARD MEETING

No comments or corrections.

MINUTES – JUNE 16, 2010 – TOWN BOARD WORKSHOP RE: WATER AND SEWER

No comments or corrections.

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair to approve the minutes of June 8th and 16th as prepared.

Roll call vote resulted as follows:

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

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Supervisor Jenkins Yes

FUTURE MEETINGS/WORKSHOPS SCHEDULED

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair scheduling a Public Hearing for July 27, 2010 at 6:30 p.m. to consider the adoption of Local Law No. 3 of 2010, which if adopted would enact Chapter 113 of the Town of Moreau entitled "Sand, Gravel and Mining".

Roll call vote resulted as follows:

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

15 MINUTE PUBLIC COMMENT PERIOD

Vince Sporrer noticed that the agenda was changed by the removal of the Board of Assessment Review topic.

Supervisor Jenkins stated this was correct and explained that normally there are three members on the Board of Assessment Review, but one resigned and another one became ill so he thought the Board was going to have to discuss this. However, the member who took ill is now functioning as a member of the Board of Assessment Review and there is no longer a need to address this.

Harry Gutheil asked if the assessments were going to be maintained annually after the reval.

Supervisor Jenkins replied that the plan is to utilize the computer software put in place during the reval in the Assessor's Office to maintain the assessment at 100% of market value annually. He didn't expect to see any significant changes in assessments if they were maintained annually. The significant changes occurred as the result of this reval, because we haven't had a reval in the Town in thirty years.

Harry Gutheil asked if the assessments were going to be maintained based on current sales.

Supervisor Jenkins replied yes, he assumed so based on past discussions. They will use comparables.

Harry Gutheil asked if the Board Members planned to conduct a reval every four years.

Supervisor Jenkins replied that this wasn't the plan. The goal was to maintain the assessments at 100% annually to prevent the need for another full reval.

Vince Sporrer read in the paper where the Washington County Board of Supervisor was holding a workshop regarding property tax assessment reductions for property owners 65 and older and disabled people and he asked if the Town Board has the authority to decide if a person over 65 can receive a percentage off their taxes or not.

Attorney Auffredou replied yes. There are provisions in the Real Property Tax Law (RPTL) for municipalities to adopt certain exemptions for senior citizens, veterans, disabled, etc.

Vince Sporrer asked if this would be over and above the STAR exemption and Attorney Auffredou replied yes. He then asked if the Board has given this any consideration in light of the new assessments and Supervisor Jenkins replied they hadn't, but it is something the Board should probably look into.

Vince Sporrer liked Washington County's proactive approach to this.

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Attorney Auffredou stated that usually it comes by way of a recommendation from the assessor to the Town Board.

Supervisor Jenkins said he would discuss this with the assessor.

Harry Gutheil asked if the Board Members looked at the shifts between the different classes and he asked if the Board was going to discuss homestead and non-homestead exemptions.

Supervisor Jenkins replied that he has looked at the shifts. In regards to the homestead and non-homestead exemptions what he has read is very confusing, but what he has read is that the significant impact would be on school taxes and school districts can adopt a homestead and non-homestead exemption without the Town Board.

Harry Gutheil said the impact would also be on the Fire District and Library District.

Supervisor Jenkins stated that the other impact would be on Article 7 cases. The minute they adopted a homestead and non-homestead exemption there would be an increase in Article 7 cases and Article 7 cases can get very expensive.

Harry Gutheil stated that if the numbers are right it shouldn't be a problem. It appears to him that some of the burden has been shifted to the residential.

Supervisor Jenkins replied that there is no question there was a shift to residential and Harry Gutheil stated that residential has increased and the commercial has decreased, which widens the gap tremendously.

Supervisor Jenkins stated that is bound to happen when you wait 28 years to do a reval. A reval should have been done years ago.

Supervisor Jenkins said the Town Board has an obligation to make sure the reval is done right. There are numbers in the reval he vehemently disagrees with and he would be glad to sit down with anybody and go over them.

DREDGING RESOLUTION – PRESENTATION NYSTA

Joseph Moloughney, Hudson River PCB Dredging Coordinator from the New York State Canal Corporation a subsidiary of the New York State Thruway Authority, gave a presentation on navigational dredging that they want the EPA to do in Phase 2 of the dredging project and they want the Town's support on this in the form of a resolution.

Mr. Moloughney stated that last year the first phase of the dredging was completed and what the canal corporation has found is that the EPA is missing large sections, in fact an overwhelming majority, of navigational issues in the Hudson River. The NYS DOT and NYS Canal Corp. haven't been able to dredge for 30 years, because of the PCB contamination issue. The cost and permitting has also made it prohibitive. They have been putting out a strong effort to work with the EPA to get this issue folded into the next round of dredging. By losing this navigational link commercial traffic on the river is severely impeded at this point. Restoring it would keep economic development. If this isn't done as part of the EPA phase 2 dredging project then the canal corporation fears that it will be another 30 years or more before the State finally gets the funding or an ability to do this. He stated that Saratoga County adopted a resolution several years ago and several communities recently adopted a resolution in support of this.

Questions were asked by the Board Members and the public in attendance and answers were given by Mr. Moloughney.

Mr. Moloughney thanked the Board Members for their time.

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Supervisor Jenkins stated that they would wait to act on the resolution until the next meeting so the Board Members would have time to read it over.

HIGHWAY DEPARTMENT REQUESTS

The highway superintendent resubmitted a request to purchase a radiator for a 1992 Sewer Jet, this time with three quotes attached rather than one. First request was submitted for the June 8th meeting when request was tabled.

Quotes received were as follows:

North Country Auto Radiator	\$ 627.46 (Recore)
Empire Auto Radiator	\$ 692.00 (Recore)
Cyncon Equipment	\$1,476.20 (New Radiator)

This purchase would be made out of account DB5130.405 that had a balance of \$62,038.65.

A motion was made by Councilman Prendergast and seconded by Councilman Cumm authorizing the purchase of a radiator for the 1992 Sewer Jet in the highway department from North Country Auto Radiator at a cost not to exceed \$627.46.

Roll call vote resulted as follows:

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

The highway superintendent notified the Board by memo that there is a special discount for nova chip and a significant cut in the county project rate. Burt Road would have cost \$80,000.00 to nova chip and now with the short term rate of \$4.21 u.p. given to the county it totals \$62,379.57 a savings of \$17,620.43. He stated that it is something the Town Board should consider. A budget adjustment would be required in which a transfer from fund balance would have to be made. The fund balance at the beginning of the year was \$364,000.00 + according to Supervisor Jenkins.

Paul Joseph stated that if Burt Road isn't done then the cracks will get larger and next year it will cost more, because if we don't nova chip the road then a top coat would be needed next year. It is a one-time offer. Gorman offered this so they could put their men back to work. As of June 30th it will increase to \$5.35 per square.

Councilman Prendergast stated it is an opportunity to save some money and he is aware that a transfer is needed, but you have to spend some money to save some money. We cut back on roads last year and this year and eventually it will catch up with us and maybe even this year. He looks at this the way he does when he drives down the Northway and sees all the bridges that the State has allowed to deteriorate to a point where they need fixing and there is no money to do it. He was inclined to support this request. It is an opportunity to get the job done at significant savings and if we don't do this we will be in the same boat as the State and in terrible shape.

Councilwoman LeClair agreed with the statements made by Councilman Prendergast. In a couple of weeks the price is going to go back up and we will be facing a price increase of about \$20,000.00. We have put off paving roads and cut the highway budget and if we can do it and save money then we should.

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Harry Gutheil asked how much fund balance was used to balance the budget and how are the revenues coming in.

Supervisor Jenkins didn't have this information with him at this meeting, but he thought it was around \$160,000.00 from fund balance used to balance the budget. Our sales tax revenue is stronger by about 9% year-to-date over last year and the anticipation is that it will increase through the rest of the year and we anticipate increased sales tax revenue for the year of about \$150,000.00 to \$200,000.00 over last year. We continue to fall behind on paving and the hole is getting deeper and if we can save almost \$18,000.00 and get the road paved it makes a lot of sense. The other side of the story is that it is possible that next year the cost could be 50 cents less per u.p., but we shouldn't expect that based on the oil market that is rising right now. This company basically just gave the county a reduced rate through June 30th.

Councilman Cumm was in agreement.

A motion was made by Councilman Cumm and seconded by Councilwoman LeClair to increase appropriations by \$62,379.57 to DB5112.493.4 from fund balance to pay vouchers for Burt Road nova chip.

Roll call vote resulted as follows:

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

A motion was made by Councilman Cumm and seconded by Councilwoman LeClair authorizing nova chip for Burt Road in the amount of \$62,379.57.

Roll call vote resulted as follows:

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

Councilman Cumm asked Paul Joseph what the status was of the Washburn Road repair.

Paul Joseph replied that the road has been repaired and the costs submitted to our insurance company who in turn is going to seek reimbursement from the insurance company of the person who caused the damage.

Paul Joseph reported that they tried to hook up two different answering machines in the office at the highway garage and neither one will work. The phone system is so antiquated that every time they hook up an answering machine it disrupts the fax machine. He is getting prices for a new phone system, but he is also working with Town Court on this. Jeff McCabe has a good chance to get a new system that would cost both of them about \$1,000.00. He called Wade Sherman in and there appears no easy fix to the problem in the meantime.

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WATER METERS – SCHERMERHORN PROJECT

Councilman Cumm reported that three quotes have been obtained for the purchase of radio read water meters. Right now Jesse Fish, Water Superintendent, needs to order 64 water meters.

Councilman Prendergast recalled that at the Town Board Workshop on water and sewer Tom Owney from Burley and Guminiak said he was going to look into software and said he was going to get back to us.

Councilman Cumm asked the Town Clerk if Tom Owney contacted her about the software and the Town Clerk replied no.

The Town Clerk stated that if the 64 radio read meters are purchased and installed and manually read for now until all the water meters in the Town are changed over new software won't be required.

Councilman Cumm stated that Vellano Bros. proposed to do an auto-read of the meters purchased and installed for a period of two years.

Supervisor Jenkins advised that in August the Town was going to apply for a grant to cover the cost of registers that can be added to existing water meters so they can be read automatically rather than manually.

Supervisor Jenkins asked when they needed to purchase meters for the Schermerhorn project and Joe Patricke replied that Schermerhorn asked for them the middle of May and they will need them in about a month.

Harry Gutheil stated that the prior Board considered radio read meters, but the capital investment cost to change over was very high and the cost to read the meters manually was about \$1,000.00 a year. He asked what the total capital investment was going to be for this.

Supervisor Jenkins stated the software would be an eligible expense under the Water District 7 project and there is grant money available for the cost of the meters. Our water meters are old and failing.

Councilman Cumm stated the cost of replacement of all the water meters would be around \$265,000.00 to \$267,000.00.

The topic of the software was raised again. The Town Clerk recalled that Tom Owney said there were two other companies that sell water billing software that other communities use and if we were going to consider spending a couple thousand dollars to upgrade existing software to accommodate the radio read water meters then we should consider purchasing new software that may be more user friendly. The Town Clerk stated that she didn't necessarily agree with this, but it would depend on the cost to purchase new software.

The Board asked the Town Clerk to ask Fran Thibodeau to report to the Board on how much it costs for labor to read water meters right now.

This topic will be discussed again at the July 13th Town Board Meeting.

TRANSFER STATION – PERSONNEL COMMITTEE RECOMMENDATION TO HIRE

Councilman Prendergast and Councilman Cumm (the Personnel Committee) interviewed candidates for the positions of clerk and laborer at the Transfer Station on an as needed, on-call, part-time, basis to fill in for employees who go on vacation.

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Their recommendation was to hire Joanne Owens as clerk for the Transfer Station fee booth and Harold Coombs as laborer to work the compactor area.

Joanne Owens recently passed a physical for her current employment and it was the board's opinion that she wouldn't have to undergo another physical for this position with the Town.

The hourly rate that Harold Coombs would be paid was discussed. When Earl Ruff filled in at the Transfer Station in the compactor area as laborer he was paid \$11.25 per hour. It was the Board's opinion that Harold Coombs should be paid \$11.25 per hour also.

Discussion then followed on the need for someone to work at the Rec. Park from 3:00 p.m. until 9:00 p.m., Monday through Friday and close the park. The Board was willing to ask Harold Coombs if he would be interested in doing this also and the pay for this position would be \$8.50 per hour.

A motion was made by Councilman Prendergast and seconded by Councilman Cumm to hire Joanne Owens as clerk for the Transfer Station fee booth part-time, on-call, as needed, no physical required, at \$9.00 per hour.

Roll call vote resulted as follows:

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

A motion was made by Councilman Prendergast and seconded by Councilman Cumm to hire Harold Coombs as laborer for the Transfer Station compactor area, part-time, on-call, as needed, at \$11.25 per hour, subject to successful completion of a pre-employment physical and to offer him a security/laborer position in the Rec. Park part-time, on-call, as needed, between 3:00 p.m. and 9:00 p.m. Monday through Friday to close the park at \$8.50 per hour.

Roll call vote resulted as follows:

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

TRANSFER OF FUNDS

A motion was made by Councilman Prendergast and seconded by Councilman Cumm to approve the following transfers:

\$1,000.00 from A1320.4 General – Independent Audit & Accounting – Contractual into A6460.4 General – Economic Development – Contractual to pay the annual Chamber of Commerce dues for South Glens Falls and Saratoga County

\$17,000.00 from A1990.4 General – Special Items - Contingent Account into A5132.472.1 General – Garage – Building Repairs – Remediation – Contractual to pay vouchers for the William Street Highway Garage remediation

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\$700.00 from B1990.4 Town Outside Village – Special Items – Contingent Account into B3620.2 Town Outside Village – Safety Inspection – Equipment to purchase a new computer if approved by the Town Board

\$5,700.00 from DB1990.4 – Highway – Special Items – Contingent Account into DB5110.497.1 – Highway – General Repairs – Hatchery Road Culvert to pay the expenses associated with the Hatchery Road culvert that the Town Board approved on May 25, 2010

Roll call vote resulted as follows:

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

BINGO LICENSES – AMERICAN LEGION AND MOREAU COMMUNITY CENTER

A motion was made by Councilwoman LeClair and seconded by Councilman Prendergast authorizing the issuance of a bingo license to the American Legion Mohican Post #533 and the Moreau Community Center.

Roll call vote resulted as follows:

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

MOREAU EMERGENCY SQUAD CONTRACT FOR JULY

A motion was made by Councilman Cumm and seconded by Councilman Prendergast authorizing the Supervisor to sign a contract with the Moreau Emergency Squad for the month of July and to make payment to the Moreau Emergency Squad in the amount of \$14,750.00 for the month of July.

Roll call vote resulted as follows:

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

WATER DEPARTMENT REQUESTS

None

RECREATION DEPARTMENT REQUESTS

The recreation director submitted a request to the Town Board asking them to authorize the following people who are already employees of the recreation department to work in the following capacities:

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Employee's Name	2009 Rate	2010 Rate	Title of Position	Pre-Employment Physical Needed Yes or No
Jordan Greene		\$10.00 ph	Multi Sports Specialist	Yes
Rachael Fisher(New Hire)		\$10.00 ph	Arts & Crafts Specialist	No
Samantha Pratt		\$8.50 ph	Laborer	Yes

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair authorizing the above existing employees/new employee to work for the recreation department on a part-time, seasonal basis, in the capacity stated and at the hourly rate stated and subject to successful completion of a pre-employment physical if so required.

Roll call vote resulted as follows:

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

Councilman Cumm stated that the assessor, Peggy Jenkins, needs help temporarily while her clerk is out on medical leave and he recommended that she contact Rachael Fisher and Samantha Pratt and ask if they are interested in working for her temporarily and if so Peggy should interview them.

Supervisor Jenkins stated that as long as they work less than 90 days then civil service won't have a problem with it.

The board members were in agreement with this recommendation and concurred that once they are interviewed then the assessor should bring her recommendation on who they should hire back to them.

The recreation director submitted a request to purchase fertilizer and Merit to apply on the fields in the Rec. Park and he submitted the following quotes:

John Deere Landscapes	\$1,397.40
Turf Management Company (TMC)	\$1,464.60
Agrium Advanced Technologies	\$1,196.65

This purchase will be made out of account A7140.4 that had a balance of \$64,446.26.

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair authorizing the purchase of fertilizer and Merit for the fields in the rec. park from Agrium Advance Technologies at a cost not to exceed \$1,196.65.

Roll call vote resulted as follows:

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

Councilwoman LeClair asked the board members if they wanted Jeremy Tripp to apply a wetting agent to the fields in the recreation park that would cut down on the amount of water needed to irrigate the fields.

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Jeremy Tripp said the cost would be about \$300.00.

No objections were raised by the board members.

The board members previously authorized Tri-County Fence to repair the chain link fence and batting cage in the recreation park and the quote from Tri-County Fence didn't include self tapping lags for the connections. Steve Gram made the decision to have these installed, because the fittings will hold together better. The additional cost was \$150.00. Approval from the board members is needed for this additional expense.

A motion was made by Councilman Prendergast and seconded by Councilman Cumm authorizing an additional payment in the amount of \$150.00 to Tri-County Fence for self tapping lags on the batting cage cover connections.

Roll call vote resulted as follows:

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

BUILDING DEPARTMENT REQUEST

The building inspector submitted a request to purchase a computer for his clerk, Kathy Perez. The computer she has now is seven years old and it is not compatible with the new printer she just purchased. The computer is slow and needs to be rebooted often.

The following quotes were received:

Dell On-Line Store	\$743.00
Hewlett Packard	\$859.00 without monitor
Dell (State Contract)	\$978.00

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair authorizing the purchase of a computer for the building inspector's office from the Dell On-Line Store at a cost not to exceed \$743.00.

Roll call vote resulted as follows:

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

YOUTH WEEK CONTRACT 2010

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair authorizing the Supervisor to sign a Youth Week Activity 2010 Reimbursement agreement.

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Roll call vote resulted as follows:

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

BURLEY & GUMINIAK – APPROVAL TO PURCHASE NEW WATER METERS

Supervisor Jenkins stated that this topic was already discussed under item #5 on the agenda.

MOTIVE POWER & PAINT – REPAIR TO RICE CEMETERY FENCE

Supervisor Jenkins stated that previously the board members authorized another vendor to repair the fence at the Rice Cemetery and they decided not to do the job. The board members were verbally contacted to see if they wanted to accept the other quote from Motive Power & Paint and it was the consensus that they did and it now has to be ratified. Their quote was in the amount of \$2,175.00 and will include removal, repair and replacement of the damaged portion of fence, touch up spots where welded and straighten and repair the rest of the fence and will include repair to the bottom hinge on the gate on the north end of fence. The insurance company has already paid the Town of Moreau for this repair.

A motion was made by Councilman Cumm and seconded by Councilwoman LeClair authorizing the Supervisor to sign a contract with Motive Power & Paint, LLC in the amount of \$2,175.00 to repair Rice Cemetery Fence.

Roll call vote resulted as follows:

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

15 MINUTE PUBLIC COMMENT PERIOD

Adele Kurtz asked if the employees hired earlier in the meeting for the recreation department were new employees or were they assigned added duties.

Steve Gram replied that they were assigned added duties except Rachael Fisher who is a new employee.

Adele Kurtz asked if these positions were advertised and Steve Gram replied yes.

Adele Kurtz asked about the Moreau Community Center Camp and if there is a memorandum of understanding and Supervisor Jenkins replied no. Moreau Community Center is running the program and paying the employees and they are only using our facilities (rec. park and beach).

Discussion followed on this program.

Vince Sporrer asked what the total cost for energy was for Town facilities and asked if the Town has an energy conservation program.

Supervisor Jenkins replied that he didn't know what the total energy cost was and the Town doesn't have an energy conservation plan and if we did then the Town Hall would have to have a lot of things replaced

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in it, because it is very inefficient energy wise. Just one example of the energy inefficiency in Town Hall is that there are only two light switches that control all the lights downstairs. He also went on to say that the building the court is in is very inefficient. There are three windows that need replacing and they are ready to fall out.

Vince Sporrer asked if the board members have looked into using natural gas in the Town's trucks.

Supervisor Jenkins replied no, but it is something that could be discussed.

Vince Sporrer asked if the board did proceed with building new facilities would they make sure they were energy efficient and Supervisor Jenkins replied yes.

There was then brief discussion about the methane gas at the landfill and its possible use.

Adele Kurtz asked how many grievances were filed.

Peggy Jenkins the Assessor was in her office while the meeting was going on and she was asked to come out and answer the question which she did and her answer was 154 to 156.

Adele Kurtz asked what the deadline was for mailing determinations to the people who filed grievances.

Peggy Jenkins replied 30 days after the final assessment roll is filed, which is July 1st.

Adele Kurtz stated she understood there were only two members on the Board of Assessment Review and asked if there was any conflicts encountered since there were only two members and asked if the board saw it as a problem, because there are only two. The state law reads no less than three and no more than five.

She was told that no conflicts have arisen and there were three members and one resigned so there are only two active and nobody applied for the position after it was advertised.

Supervisor Jenkins stated it would have been nice to have three members serve and Attorney Auffredou replied "but not required".

Councilman Cumm thought that Peggy Jenkins contacted ORPS about this and was told that two members were fine.

Peggy Jenkins replied yes and she has a legal opinion that states that since we do have a three member board that two is a quorum and they could hold grievance day with two.

Attorney Auffredou said he concurred.

COMMITTEE REPORTS

Councilwoman LeClair reported that the Farmer's Market in the rec. park grand opening will be July 13th and Linda Gifford who is the head of the Farmer's Market is arranging for live music and a bounce house. The Farmer's Market will be open 3:00 p.m. until 6:00 p.m. on Tuesdays in the park starting on July 6th. She is pricing an A framed sign to advertise the Farmer's Market and the Moreau Community Center is putting it in their newsletter that gets mailed to about 7,500 people.

The Conservation Committee is preparing to plant flowers in front of Town Hall where the shrubs used to be and the cost will be about \$100.00 to \$250.00.

Fifty children have been enrolled in the Moreau Camp so far.

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Councilman Cumm reported that you can see through a gap in the casing of the windows in the court building and glazing is shot and they are only single pane windows. If pushed too hard they could fall out.

Councilwoman LeClair thought the landlord should pay to install new windows since we pay rent that amounts to about \$30,000.00 per year.

Councilman Prendergast concurred that the landlord should be contacted about this.

Supervisor Jenkins advised that we don't have a lease agreement and it is the landlord's position that it is a net lease. He pays for property taxes and we take care of everything else. We haven't been able to come to terms on a lease agreement and it goes back to the time when Harry Gutheil was Supervisor and he should be able to attest to this fact. The landlord has said that he can improve the building, but our rent will go up.

It was the consensus of the board that we should get prices to replace the windows that are bad.

SUPERVISOR'S ITEMS

Supervisor Jenkins reported receiving an e-mail from Liz Rovers of C. T. Male and less than 26 tons of suspected contaminated soil was removed from the Town owned property on William Street. Soil samples were sent to a lab for testing and we should receive the lab results sometime this week.

Supervisor Jenkins stated that Saratoga County has all new voting machines and they have sold all their old ones to a junk dealer. This could be an option for the Town voting machines or we could give some of them to the school district to use for their elections.

[Councilman Kusnierz entered the meeting at 8:24 p.m.]

Councilman Prendergast stated that there seems to be some question as to whether or not Americade is going to return to the area next year. Saratoga County benefits from this event also and he wondered if the Saratoga County Board of Supervisors has discussed this matter or not.

Supervisor Jenkins replied no, but he would bring it up at the next meeting.

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair to adjourn to executive session at 8:25 p.m. to discuss the employment history or performance of a particular unnamed employee (s) and a contractual matter involving real estate that if disclosed could impair the purchase price.

Councilman Kusnierz said he had something to say before they went into executive session.

He stated that at the last meeting on June 8th the assessor asked that her comments be read into the record regarding comments he made at a previously regularly scheduled Town Board meeting and he wanted to point out that the comments the assessor made that she wanted included in the minutes were delusive and factually incorrect. He read "Ms. Jenkins stated that upon reading the minutes from the May 24th board meeting". There wasn't any meeting on May 24th. He then read "a comment was made by Councilman Kusnierz that he had received several phone calls and e-mails stating the Assessor's Office was not returning phone calls. The morning of May 25th she phoned Councilman Kusnierz requesting names of such calls and e-mails." She did not call him on May 25th.

Councilman Kusnierz reiterated for the record what he actually said at the May 25th meeting. "Councilman Kusnierz stated that he was contacted by several people who contacted the assessor's office this week trying to get information about what they had to do to go before the BAR and they had not received phone calls as of 4:00 today." He did not say that he received e-mails so that is factually

A regular meeting of the Town Board of the Town of Moreau was held on June 22, 2010 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

incorrect and in her comments Ms. Jenkins also intimated that she didn't have a lot time and it was a busy time of year. He said that she would have more time if she wasn't responding to comments Town Board Members were making on behalf of the residents and he would hope that she would be more factually correct in what she presents to the Town Board. If this is an indication of how accurate the assessor's office is then we may have more problems with our assessment roll than we are currently already aware of.

Roll call vote to go into executive session resulted as follows:

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

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

A motion was made by Councilman Cumm and seconded by Councilman Prendergast to adjourn the executive session at 9:18 p.m. and re-open the regular meeting.

Roll call vote resulted as follows:

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

No action was taken in or as the result of the executive session.

A motion was made by Councilman Prendergast and seconded by Councilman Kusnierz to adjourn the regular meeting at 9:19 p.m.

Roll call vote resulted as follows:

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

Meeting adjourned.

Respectfully submitted,

Jeanne Fleury
Town Clerk