

A regular meeting of the Town Board of the Town of Moreau was held on November 12, 2013 in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, NY 12828.

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 (Entered Meeting at 8:13 p.m.)
Preston L. Jenkins, Jr.	Supervisor

**Town Board Members Absent**

None

**Also Present:** Jeanne Fleury, Town Clerk; Karla Buettner, Attorney for the Town; Paul Joseph, Highway Superintendent; Peggy Jenkins, Assessor; Reed Antis, Planning Board Member and Town Resident; Keith Baker, Town Resident; John Telisky, Town Resident; Joe Tardif, Town Resident; Jay Farrell, Town Resident; Garry Robinson, Engineer for the Town; Tim Johnston, Maintenance Director (entered meeting at 7:50 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 communication 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:

October 16<sup>th</sup>, October 22<sup>nd</sup> and October 29<sup>th</sup>

**OCTOBER 16, 2013 – BUDGET WORKSHOP**

No comments or corrections.

**OCTOBER 22, 2013 – REGULAR TOWN BOARD MEETING**

No comments or corrections.

**OCTOBER 29, 2013 – MONTH-END AUDIT MEETING**

Correction: Page 446 – last two paragraphs – “copier” should be “mower spindle and pulley” and “Seeley Office Systems” should be “Seeley Machine, Inc.”

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair to approve the minutes of October 16<sup>th</sup>, October 22<sup>nd</sup> and October 29<sup>th</sup> with the above corrections so noted.

Roll call vote resulted as follows:

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

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Supervisor Jenkins                      Yes

### **MEETINGS/WORKSHOPS SCHEDULED**

A meeting on the Preliminary Town Board for the Year 2014 and adoption of budget was scheduled for November 19<sup>th</sup> at 6:30 p.m. in the Town of Moreau Municipal Building.

A workshop with Chazen and the Farmland Protection Committee was scheduled for December 17<sup>th</sup> at 7:00 p.m. in the Town of Moreau Municipal Building and it was then changed at the end of the meeting to December 16<sup>th</sup> at 7:00 p.m. and it will be held in the Town of Moreau Annex Building (former Jehovah Witness Building) on the Town of Moreau Municipal Complex.

At the end of the meeting a workshop on the Sign Law was scheduled for December 17<sup>th</sup> at 7:00 p.m. in the Town of Moreau Municipal Building.

At the end of the meeting the Month-End Audit Meeting was also scheduled for November 26<sup>th</sup> at 6:30 p.m.

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

Reed Antis asked Councilman Vittengl about his meeting with the Village of South Glens Falls concerning the sand bar beach building.

Councilman Vittengl advised that as a liaison from the Recreation Committee he met with the Mayor of the Village of South Glens Falls to discuss options and plans for the future.

Reed Antis asked what they concluded. Can the Town of Moreau spend money on repairing the building at the sand bar beach?

Councilman Vittengl replied that they are trying to figure that out.

Reed Antis asked Councilman Vittengl when some action might take place and Councilman Vittengl replied between now and springtime.

Reed Antis asked if money was budgeted for this and Councilman Vittengl replied that the Town Wide Recreation Capital Reserve Fund could be utilized for this.

Joe Tardif asked when residents with Fort Edward mailing addresses were going to receive a letter informing them that they could use Moreau, New York, 12828 as a mailing address. He thought a letter was supposed to be mailed out.

Peggy Jenkins, Assessor, advised that one batch of letters was mailed on Friday and another batch is being mailed out in the morning.

Joe Tardif asked if there was going to be a sign erected out by Route 197 alerting motorists that the Municipal Building was set back in on the property. He also asked if the old Jehovah Witness Building sign could come down and could a new sign be put up.

Supervisor Jenkins replied that the sign that was just erected out by Route 197 is temporary until the Town Board could decide what they were going to do for signage and what the cost would be and how it would be paid for.

Reed Antis asked if the Sign Committee met to discuss the Sign Law.

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Councilwoman LeClair replied she met with Joe Patricke and Supervisor Jenkins and they need to set a meeting with the Town Board to go over the law.

Reed Antis asked if Councilman Kusnierz was in attendance at that meeting and the answer was no.

Supervisor Jenkins stated that the full Town Board should meet to discuss the Sign Law and the commercial business owners need to be invited to the meeting so the Town Board could gain their input.

John Telisky said that the sign issue was brought up during election time and he asked if they were talking about temporary political signs and Councilwoman LeClair replied that they were talking about all temporary signs.

Councilwoman LeClair stated that they needed to take into consideration the different zoning classifications in the Town and a temporary sign that may be appropriate for Route 9 in the commercial zone may not be appropriate in a subdivision like Strawberry Acres for example.

John Telisky asked if the Clark Road culvert was being repaired by the same company who worked on it two or three years ago and the answer was no.

John Telisky asked if the Town Board considered litigation against the company who did the work on the culvert originally.

Supervisor Jenkins replied that the Town Board briefly discussed this with Attorney Buettner. He said that the Town may get full funding from FEMA to repair the culvert. The failure of the culvert was due in part to the design that was required by NYS DEC back then. NYS DEC is allowing the installation of the proper ballasts this time.

John Telisky asked if the Town Board in the future should include in a contract some stronger language to give the Town some recourse and require longer warranties.

Supervisor Jenkins said that could be looked into and it would be nice, but he suspected that if they did that then a contractor wouldn't sign the contract and it might raise the price of the job.

#### **GARRY ROBINSON – CLARK ROAD CULVERT**

Garry Robinson was present at the request of the Town Board with a slide show presentation of the Clark Road culvert project and to explain how the project is progressing.

He showed photos from pre-construction right through to-date. He explained each photo as he went through them.

He said that Kubricky is doing a good job. As it stands right now, a base course will be put down on the road until next year when they start the Burt Road culvert project and then they will pave the road. The project is nearly done for the season and it will resume May 1<sup>st</sup> and it is estimated that it will be finished within 30 days from the date they restart the project.

There is some discussion taking place about the access road they built to work on the culvert. The contractor plans to remove the access road before the drainage ditches are put in, but that will make it difficult to work on the drainage ditches so they are discussing this.

The shoulders of the roadway will go out about 4 feet and new guard rails installed and that will be done this week and the base course put down on the road next week.

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Paul Joseph stated that he has been on-site several times and said he hasn't received any complaints from the neighbors.

**HIGHWAY DEPARTMENT REQUESTS**

The following highway department equipment was put up for bid on Auctions International, Inc. and the following bids received:

Item #1: 1998 Ford/Aero Max LT9511 Truck	\$18,200.00
Item #2: (2) Fuel Pump Stations (Gas Boy & Southwest Pump)	\$1,550.00
Item #3: 1972 International Harvester Loadstar 1800 Truck	\$1,700.00
Item #4: 1970 Mack CF611F Fire Truck	\$2,650.00
Item #5: Street Sweeper Attachment	\$360.00
Item #6: Tulsa Winch	\$92.50
Item #7: 1973 20 Foot Rogers Brothers Trailer 85400 lbs.	\$4,700.00

A motion was made by Councilman Vittengl and seconded by Councilwoman LeClair authorizing Paul Joseph, Highway Superintendent, to accept the bids.

Roll call vote resulted as follows:

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

A motion was made by Councilman Vittengl and seconded by Councilwoman LeClair authorizing Paul Joseph, Highway Superintendent, to go out to bid for a used bucket truck for the highway department.

Roll call vote resulted as follows:

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

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair authorizing the purchase of rock salt from American Rock Salt under county contract #12-PWS-10R at a cost not to exceed \$60,000.00 out of account DB5142.490 that had a balance of \$88,939.81 as of 10/1/13.

Roll call vote resulted as follows:

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

Bids were accepted for the purchase of winter sand and a bid opening was held on November 8, 2013 at 2:00 p.m. in the Town Municipal Building. One bid was received and that was from Cranesville Aggregate Co., Inc. whose bid was in the amount of \$5.90 per ton based on the material being picked up by the highway department at Cranesville's Exit 17S yard.

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Councilman Vittengl asked Paul Joseph if he was going to try and use a ratio of 75 sand/25 salt.

Paul Joseph said it depends on the weather and safety is first.

Councilman Vittengl asked Paul Joseph to tweak the mixture as best as they can, because sand is a lot cheaper than salt.

A motion was made by Councilwoman LeClair and seconded by Councilman Vittengl authorizing the issuance of a purchase order for winter sand in an amount not to exceed \$7,000.00 and authorizing the acceptance of the bid from Cranesville Aggregate in the amount of \$5.90 per ton based on our highway department picking up the sand and authorizing the purchase of the winter sand as needed out of account DB5142.491 that had a balance of \$10,000.00 as of 11/1/13,

Roll call vote resulted as follows:

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

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl authorizing the purchase of diesel fuel from Global Montello Group under state contract #PC65528 in an amount not to exceed \$20,000.00 out of account DB5142.460 that had a balance of \$41,876.74 as of 11/1/13.

Roll call vote resulted as follows:

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

A motion was made by Councilman Vittengl and seconded by Councilwoman LeClair authorizing the repair of the telescopic cylinder (dealer item only) on the 2001 Gradall in the highway department by Vantage Equipment at a cost not to exceed \$3,400.00 out of account DB5130.405 that had a balance of \$6,422.51 as of 11/1/13.

Roll call vote resulted as follows:

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

### **RECREATION DEPARTMENT REQUESTS**

A request was received from Brownie Troop 3530 to hold a Polar Express Fun Run in the Harry J. Betar Jr. Recreational Park the first weekend in December to raise money for "local residents to help brighten their holidays". The cost to participate will be \$5.00 to \$10.00 per person.

It was noted that no additional recreation department staff will be required and the Brownie Troop will clean up the park after the event. They anticipate about 100 participants. This request was discussed with the recreation department staff and they don't have any problem with the request.

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A motion was made by Councilman Prendergast and seconded by Councilman Vittengl authorizing the event to take place in the Harry J. Betar Jr. Recreational Park.

Roll call vote resulted as follows:

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

Councilman Vittengl stated that about 200 children have been registered for the Town of Moreau Recreational Youth Basketball Program so far and Amy Alfonso, Recreation Director, has run out of coaches and she wants to set a cutoff date to accept registrations. Councilman Vittengl said he realizes that the policy has been “no child left behind”, but there aren’t enough coaches.

Supervisor Jenkins denied the request for a cutoff and said that he doesn’t want to refuse any child to play. He said that Amy Alfonso would have to work harder to find coaches.

Councilman Prendergast and Councilwoman LeClair concurred with Supervisor Jenkins.

**WATER DEPARTMENT REQUESTS**

None

**C2ae – CONTRACT FOR PROFESSIONAL SERVICES – FEMA CLARK ROAD CULVERT**

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair authorizing the Supervisor to sign a standard contract for professional services with C2ae for the FEMA Clark Road Culvert Project in the amount of \$6,000.00 plus expenses as outlined in their contract.

Roll call vote resulted as follows:

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

**C2ae – CONTRACT FOR PROFESSIONAL SERVICES – SEWER DISTRICT 1 EXTENSION 4**

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl authorizing the Supervisor to sign a standard contract for professional services with C2ae for the Sewer District 1 Extension 4 Project in the amount of \$11,800.00 plus expenses not to exceed \$500.00.

Roll call vote resulted as follows:

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

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**SHELTER PLANNING PROPOSAL FOR COMMUNITY DEVELOPMENT SERVICES**

RFP'S were mailed out to eight firms to administer the grant received for housing rehabilitation. Only two replies were received. LA Group sent in a declination. Shelter Planning submitted a proposal in the amount of \$6,000.00.

Councilman Prendergast asked what account this would be paid out of and Supervisor Jenkins replied that it would come out of the grant money.

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair authorizing the Supervisor to sign a contract with Shelter Planning to administer the housing rehabilitation grant at a cost not to exceed \$6,000.00 per their proposal.

Roll call vote resulted as follows:

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

Councilman Prendergast stated that when he was going door to door campaigning he was able to see the Town up close and personal and he found that there is a real need for this grant in our community. There are people out there who need help. This is something that needs to be done.

Supervisor Jenkins noted that Shelter Planning is applying for funding for next year at no cost to the Town.

**RESOLUTION TO DECLARE 61 HUDSON STREET AND 43 WILLIAM STREET SURPLUS PROPERTY**

At the request of Councilman Prendergast, Attorney Buettner drafted a resolution for the Town Board to consider that if adopted would declare the Town's properties located at 61 Hudson Street and 43 William Street surplus property.

Supervisor Jenkins and Councilman Prendergast went through the two buildings that the Town owns to survey their condition and to see what equipment is in the buildings.

Supervisor Jenkins mentioned that they could possibly lease the building at 61 Hudson Street and Attorney Buettner advised that they wouldn't be able to lease it after it was declared surplus property. She also stated that the Town may not be wise to get into the landlord business as it would involve insurance issues and landlord/tenant issues.

Attorney Buettner explained that the Town is not obligated by law to declare the property surplus in order to sell it. The State Comptroller, however, would like to see it declared surplus property if the intent is to sell it. An appraisal should be done to find out what it can be sold for. The Town can then auction the property off or sell it outright. If the Town decides to sell the property then the sale is subject to permissive referendum. Obtaining a Realtor's opinion on what the property would sell for could be obtained first and then if the Town decides to sell the property an appraisal should be obtained.

Councilman Prendergast said he talked with Peggy Jenkins, Assessor, about what an appraisal would cost and Peggy was good enough to obtain a couple of appraisers and she got estimates ranging from \$3,500.00 and \$5,000.00.

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Councilman Vittengl asked if the other Board Members wanted to declare the William Street property surplus property and hold off on the Hudson Street property for now until they decide what they want to do with it.

Supervisor Jenkins thought this was best, because he wanted to talk to the Village of South Glens Falls and find out what the zoning is on the property and what the building can be used for.

Councilman Prendergast and Councilwoman LeClair didn't voice any objections to this.

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

WHEREAS, the Town of Moreau owns real property known as 43 William Street in the Village of South Glens Falls, New York, more particularly identified as tax map parcel number 50.30-1-21.1, and

WHEREAS, it is no longer necessary for the Town to retain this property;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby finds the property herein to be surplus property.

Roll call vote resulted as follows:

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

**COLD STORAGE BUILDING QUOTES**

The following quotes were obtained by Councilman Vittengl for a cold storage building that would measure 24' x 48' and have 10' walls:

S&L Builders LLC 563 East Valley Road Loganton, PA 17747	\$26,450.00 Plus Cost of Overhead Door
Washburn Hills Construction LLC 17 Woodland Drive Gansevoort, NY 12831	\$38,500.00
Garden Time 652 Quaker Road Queensbury, NY 12804	\$27,550.00
Bud Linendoll (Verbal)	\$28,875.00
Shed Shop 1311 State Route 149 Fort Ann, NY 12827	\$25,855.00

Councilman Vittengl explained that the building would be put on a slab and the slab would be installed by Town personnel. The building would be big enough to house the two gators, two drags and the mowing equipment and there would still be 450 s.f. left inside for use.

Councilwoman LeClair asked if there would be lighting inside the building.

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Councilman Vittengl replied that there would not be. There would be ambient lighting around the exterior perimeter of the building.

Councilwoman LeClair asked how anyone would see inside the building if they had to get in after dark to get to the equipment.

Councilman Vittengl said the entire staff leaves at 3:30 p.m.

Councilwoman LeClair said she would like to see lights installed inside the building.

Councilman Vittengl said that would be an easy thing to do.

Councilwoman LeClair asked Tim Johnston, the maintenance director who was present, if his staff would be able to install the slab.

Tim Johnston replied no, but they could assist.

Councilman Vittengl stated that Jesse Fish, Water Superintendent, offered to oversee the job. The cost wouldn't exceed \$3,000.00 and that is for the concrete, stone and lumber.

A motion was made by Councilwoman LeClair to accept the quote from the Shed Shop who submitted the lowest quote in the amount of \$25,855.00 and this amount would come out of account HP7180.2 that had a balance of \$55,155.00.

Attorney Buettner asked if the whole project would exceed \$35,000.00 and she was told no. She asked if the Shed Shop was going to pay prevailing wage and Councilman Vittengl replied yes and that is figured into the \$25,855.00.

Councilman Prendergast seconded the motion.

Roll call vote resulted as follows:

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

A motion was made by Councilman Vittengl and seconded by Councilwoman LeClair authorizing an expenditure of up to \$3,000.00 for Town Staff to pour the concrete slab for the cold storage building.

Roll call vote resulted as follows:

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

A motion was made by Councilman Vittengl and seconded by Councilman Prendergast authorizing the Supervisor to sign a contract with the Shed Shop.

Roll call vote resulted as follows:

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

**RFP ENGINEERING SERVICES FOR FUTURE USE OF PARK AND RIVERFRONT BIKEWAY**

Councilman Vittengl reported a landowner wants to donate a significant portion of land to allow a bikeway to be created along the river from Nolan Road to Old Bend Road. First we have to figure out the cost to do this for the fill, blacktop, signage, etc. We need an engineer to do this. Jim Mitchell has offered his services at a cost not to exceed \$2,500.00. Once it is determined how much it will cost to create this bikeway then the Town Board can decide if they want to proceed or not.

The other part to this, Councilman Vittengl said, was to lay out the future expansion of the Harry J. Betar Jr. Recreational Park and the creation of interior roadways and ingress and egress.

A motion was made by Councilwoman LeClair and seconded by Councilman Vittengl authorizing RFP's to be sent out to engineering firms.

Roll call vote resulted as follows:

Councilwoman LeClair	Yes
Councilman Vittengl	Yes

The roll call was interrupted when Councilman Kusnierz asked what account this expense would come out of.

Councilman Vittengl replied that the amount was not to exceed \$2,500.00 for 20 hours of engineering work and then said it would come out of the Recreation Capital Project Fund.

Supervisor Jenkins asked if they were talking about the one inside the park or outside the park.

Councilwoman LeClair thought that if it was outside the park then it would come out of the Town-Wide Recreation Capital Reserve Fund and it would be subject to permissive referendum.

Attorney Buettner said if it was outside the park then it would be the Town Wide Recreation Capital Project Fund.

Councilman Vittengl said he was only asking for authorization, at this point, to have EDP provide engineering services at a cost not to exceed \$2,500.00.

Supervisor Jenkins said that normally they obtain quotes from Garry Robinson and Tim Burley as well.

Councilwoman LeClair said she would like a quote from the LA Group too as they have been working on the riverfront project.

Attorney Buettner asked if they were talking about RFP's for the bikeway only and the answer was yes.

The prior motion and second and roll call was never finished.

A motion was made by Councilman Vittengl and seconded by Councilman Prendergast authorizing RFP's to be sent out to engineering firms to provide engineering services for a riverfront bikeway.

Roll call vote resulted as follows:

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

Supervisor Jenkins asked if they needed to do a separate resolution for the park and Councilman Vittengl suggested they hold off on that one.

### **SELECTED HARVESTING ON NON-PERFORMING TOWN ASSETS**

Councilman Vittengl spoke with Chuck Gerber from Saratoga Land Management Corp. about some “Town assets” that are not being used. One is next to the Dorsey property and the other is along the river where the bikeway is being proposed. There is 75 to 80 acres of land. Saratoga Land Management Corp. is proposing to do an inventory of the trees on the property and tag the trees. Then the Town Board would decide what percentage they want harvested. Then the process of selective cutting would take place and the trail project commenced. The revenue anticipated that would come back to the Town of Moreau from the harvesting would be in the range of \$80,000.00 to \$120,000.00. The cost for the Saratoga Land Management Corp. services would be \$1,500.00.

Councilman Vittengl said there is 72 acres of land on Palmerton Mountain at the end of Potter Road that would be done under a separate contract. Again, trees would be tagged and then there would be light cutting the first time around and skidder roads would be developed and then a second crew would come in and do more harvesting. The first crew would take out the “monster trees” and the revenue that would come back to the Town of Moreau from this work would be in the range of \$20,000.00 to \$30,000.00. The second phase would generate revenue in the range of \$40,000.00 to \$50,000.00.

Councilman Vittengl said the concept would be to end up with a beautiful park with selective tree cutting and then ten to fifteen years from now do it all over again.

He recapped that the first phase would be the riverfront bikeway project and that would net back to the Town approximately \$80,000.00 to \$120,000.00 and the cost for the Saratoga Land Management Corp. services would be \$1,500.00. Their pay would be 15% of the contract amount and would come out of the stumpage taken out. The second phase would be at no charge. The \$80,000.00 to \$120,000.00 is what the logger would pay to the Town of Moreau.

Supervisor Jenkins noted that this company does all the forestry work for Saratoga County.

Councilman Kusnierz asked why they were shifting their focus away from the Harry J. Betar Jr. Recreational Park, which is the center of our recreational activities.

Councilman Vittengl said it was because the Harry J. Betar Jr. Recreational Park is a sporting facility and this project would generate revenues.

Councilman Kusnierz said he would be on board with this if he was assured that the money would go into a dedicated tax mitigation fund.

Councilwoman LeClair said she would be okay with the harvesting of trees as long as they leave the headers clean and not leave the area in a state of devastation as the industrial park was left years ago. She was also okay with the project as long as the money is used to help the taxpayers.

Attorney Buettner said she hasn’t seen the contract yet.

Councilwoman LeClair suggested that Attorney Buettner review the contract and the Town Board take it up at their next meeting.

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Councilman Kusnierz asked who would pay the \$1,500.00 to Saratoga Land Management Corp. and asked if they were a private entity.

Supervisor Jenkins replied that they are a private corporation.

Councilman Kusnierz asked what account the \$1,500.00 would come out of and asked if the fee was \$75.00 per hour and not to exceed \$1,500.00.

Councilman Vittengl replied yes, \$75.00 per hour for 20 hours and not to exceed \$1,500.00 for inventory work.

Councilman Kusnierz asked if the oversight was provided under the 50% fee and Supervisor Jenkins replied yes.

Supervisor Jenkins said they could transfer money from contingency into the "Cultural/Recreation Fund" in the amount of \$1,500.00.

Supervisor Jenkins said that Councilman Vittengl has been working on this for two or three weeks, but the contract just arrived late this afternoon. He asked Councilman Vittengl if this was something that had to be started right away.

Councilman Vittengl stated that it could wait until the next meeting and Supervisor Jenkins said he thought it should.

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

John Telisky asked if the Board had any plans to try and recruit businesses into the industrial park.

Supervisor Jenkins replied that the Town has been working with SEDC on this for years. There was a company who bottles water that was interested recently. They visited our site and the same day they visited seven other sites. We haven't heard back from them.

John Telisky stated that SEDC recruits for multiple municipalities and he suggested that the Town Board try to get somebody that would work directly with the Town of Moreau Town Board only to market the industrial park.

Supervisor Jenkins stated that Saratoga County has been funding SEDC to the tune of about \$200,000.00 a year for economic development and they are going to be pulling this funding from SEDC and try to find an alternate way of giving each municipality better representation.

Reed Antis stated that the old Town Hall at 61 Hudson Street was built in the 1940's and he asked if the Town Board has considered that there may be asbestos in the building and it would be the Town's responsibility to mitigate any asbestos found. He said the Town should be prepared to handle this. Due to the age of the building the odds are against us that no asbestos will be found.

Councilwoman LeClair asked if perhaps an asbestos inspection should be done and Reed Antis said that was what he was talking about.

Jay Farrell said he had asked before at a previous meeting what the taxable value was outside the Village of South Glens Falls and he wondered if now that the Assessor was present if she could answer the question.

Peggy Jenkins, Assessor, replied that she didn't have the number off the top of her head, but if he called her office she could give him the information.

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Councilman Kusnierz asked Peggy Jenkins to copy the Town Board Members on the information also.

### **COMMITTEE REPORTS**

Councilwoman LeClair reported that she met with Councilman Vittengl and two Trustees from the Village of Fort Edward regarding access to their watershed property and the looped trail system that they have been talking about developing jointly. They are eager to work with us.

Stuart Messinger from Chazen offered to donate his time and services and Chazen offered to donate their time and services to do the mapping. She asked if the Board Members wanted to accept their offer and the answer was yes.

Councilwoman LeClair stated that Jesse Fish has prepared a list of names that he recommends the Town Board interview for the position of Assistant Water Superintendent. She asked that if any Board Member had any other names they wanted to add to the list then please let her know. When Jesse Fish gets back from vacation after the 25<sup>th</sup> the Board Members can go over the list and decide who to interview.

Councilwoman LeClair stated that a citizen was in the industrial park bird watching and another person was in the industrial park geo-caching and the police came and told them if they didn't leave they would be ticketed for trespassing and they could possibly be arrested. The people were very upset over the treatment they received from the police officer. There aren't any "no trespassing" signs in the park.

Councilman Prendergast said that the law enforcement agencies were asked to patrol the park, because we have had a lot illegal dumping in the park. If they see someone roaming around in the park then it is their job to tell them to leave.

Councilwoman LeClair asked where the re-zoning was at.

Supervisor Jenkins said the last he knew it just needed to be rewritten and finalized.

Councilwoman LeClair asked if he wanted her to speak with Chazen about this.

Councilman Prendergast said "we'll" get in contact with them.

Councilwoman LeClair asked when the flag poles and flags were going to be installed in front of the municipal building.

Supervisor Jenkins said we have to wait until the municipal building project is finalized to see where we are at with money. He said money could be an issue.

Councilwoman LeClair suggested that perhaps each council person could give up their \$500 raise for 2014 and put that money towards the purchase of a flag pole and flags. There was no response to this suggestion.

Councilwoman LeClair stated that a workshop needs to be set to discuss the Sign Law.

A workshop on the Sign Law was set for December 17<sup>th</sup> at 7:00 p.m. in the Town of Moreau Municipal Building.

A meeting of the Farmland Protection Committee and Chazen was also scheduled for December 16<sup>th</sup> at 7:00 p.m. in the Town's annex building (the former Jehovah Witness building).

The Month-End Audit Meeting was scheduled for November 26<sup>th</sup> at 6:30 p.m. in the Town of Moreau Municipal Building.

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Councilwoman LeClair also stated that they had to contact the people handling the paperwork for the lighting grant or they were going to lose the grant.

**SUPERVISOR'S ITEMS**

Supervisor Jenkins reported receiving a response from NYS DOT to the letter the Town Clerk sent requesting a traffic control device at the intersection of Route 32 and Reservoir Road. NYS DOT denied the request.

A motion was made by Councilwoman LeClair and seconded by Councilman Vittengl to adjourn to executive session at 9:02 p.m. to discuss the employment history/performance of an unnamed employee.

Roll call vote resulted as follows:

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

Tim Johnston, Maintenance Director, was invited into the executive session.

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

A motion was made by Councilwoman LeClair and seconded by Councilman Vittengl to adjourn the executive session and re-open the regular meeting at 9:26 p.m.

Roll call vote resulted as follows:

Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Councilman Vittengl	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 Vittengl to adjourn the regular meeting at 9:27 p.m.

Roll call vote resulted as follows:

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

Meeting adjourned.

Respectfully submitted,

Jeanne Fleury  
Town Clerk

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