

A regular meeting of the Town Board of the Town of Moreau was held on May 24, 2016 in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York

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

The Town Clerk called the roll.

Town Board Members Present

Alan VanTassel	Councilman
Bob Prendergast	Councilman
Gina LeClair	Councilwoman
Todd Kusnierz	Councilman [arrived at 7:24 p.m.]
Gardner Congdon	Supervisor

Town Board Members Absent

None

Also present: Leeann McCabe, Town Clerk; Karla Buettner, Attorney for the Town; Kathleen Moore, Post Star Reporter; Elizabeth Lanfear, Supervisor’s Confidential Secretary; Paul Joseph, Highway Superintendent; Jesse Fish, Water Superintendent; Tammy Daley, Deputy Town Clerk; Jim Davenport, Recreation Laborer; Sandy Mahoney, Recreation Program Director; Gary Endal, Zoning Board Member; Kevin Elms, Zoning Board Member; Reed Antis, Planning Board Member; Gianni Simone, Cerrone Builders; Tim Streeter and Mike Quick, Northern United Soccer Club; PJ Motsiff, Adirondack Lynx Soccer; Town Residents: Mary Jenkins, Debbie Sweet, Nicholas Quinn, Sandy & Bob Stamper, Carol Alden, Charlene Endal, Rodney Congdon, Will Congdon, Richard Morris, Terry Clark; Village Residents: Brigid Martin, Ann Celeste, Pete Lemery, George Bourdeau, Lawrence Lefebvre

The Supervisor led the Pledge of Allegiance.

APPROVAL OF MINUTES

The minutes from May 10, 2016 (2 sets) were prepared and presented to the Town Board in advance of the meeting for their review, comment, correction and approval.

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair to approve the minutes of May 10, 2016 (2 sets) as prepared.

Roll call vote resulted as follows:

Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Councilman Kusnierz	Absent
Councilman VanTassel	Yes
Supervisor Congdon	Yes

SET FUTURE MEETINGS AND WORKSHOPS

None scheduled.

PUBLIC COMMENT PERIOD solely for comments and questions pertaining to agenda items.

None

DISCUSSION – POSSIBLE PURCHASE OF 61 HUDSON STREET

Meghan Eddy presented to the Town Board with an interest in purchasing the 61 Hudson Street property owned by the Town. She intends on using it for a Day Care Center. She stated that the business would create jobs and put the building back on the tax rolls. The Supervisor thanked her for her comments.

A regular meeting of the Town Board of the Town of Moreau was held on May 24, 2016 in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York

PRESENTATIONS – FALL SOCCER PROGRAMMING

Councilman VanTassel stated that there are two organizations interested in running the fall soccer program and were here to give presentations.

PJ Motsiff was present from Adirondack Lynx Soccer and gave a presentation of how his program works. He stated that \$10.00 of each registration goes back to the Town for supplies and for the facilities. He went over the list of requirements given to him from Councilman VanTassel and addressed each. The cost to participants would be \$30.00 for Town residents with a \$5.00 late fee. He stated that there are reduced rates for those participants who receive reduced or free lunches at school. The cost for out of Town participants would be \$45.00.

Tim Streeter along with Mike Quick from Northern United Soccer gave their presentation by going down the list of requirements. Mr. Streeter stated that he had made some mistakes in the past but if the Town were to ask his organization back, the mistakes wouldn't happen again. He stated that he believed the fees are \$25.00, which is the same as last year.

Councilman VanTassel thanked both organizations for their presentations and stated that the Recreation Committee would discuss the matter with the Town Board and get back to them.

RECREATION REQUESTS – PURCHASE LIFE JACKETS & HIRE LIFEGUARDS

Sandy Mahoney had a list of requests that had been given to the Town Board prior to the meeting. The first request was for the purchase of 5 lifejackets for smaller children, whistles and lanyards. The cost would be under \$100.00 and therefore needed no Town Board approval. There were no objections to her proposed purchases.

Ms. Mahoney also stated that she would like to open the beach on weekends starting in June. She stated that Pop Warner is willing to help with the clean-up at the beach and she already has the necessary permits for DOH. Councilman VanTassel asked if her budget took into account the funds necessary if they opened early. Ms. Mahoney replied "yes".

A motion was made by Councilwoman LeClair and seconded by Councilman VanTassel to rehire lifeguards: Alexander Godfrey, Michaela Cahill and Megan Blake at \$11.00/hour and new hires: Ashley Godfrey and Brenna Munz at \$10.00/hour pending successful completion of a pre-employment physical and new hires: Ryan Hay, Ashley Smatko, Kyle Hanson and Kaitlyn Hansen at \$10.00/hour pending successful completion of pre-employment physicals and completion of their certification classes.

Roll call vote resulted as follows:

Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Councilman VanTassel	Yes
Councilman Prendergast	Yes
Supervisor Congdon	Yes

COURT REQUESTS – SECURITY OFFICER

The Court had requested earlier in the day that this item be removed from the agenda at this time.

HIGHWAY REQUESTS – ASPHALT SOLVENT

A motion was made by Councilwoman LeClair and seconded by Councilman Prendergast approving the purchase of (1) 55 gallon drum – Biodegradable Asphalt Solvent from Chemtek at a cost of \$1,181.68, which includes shipping. This purchase will be paid from account DB5112.493.4, which has a balance of \$562,800 as of May 3, 2016.

A regular meeting of the Town Board of the Town of Moreau was held on May 24, 2016 in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York

Roll call vote resulted as follows:

Councilman Kusnierz	Yes
Councilman VanTassel	Yes
Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Supervisor Congdon	Yes

A motion was made by Councilwoman LeClair and seconded by Councilman Prendergast approving the purchase of Road Sealant from Crafc0, Inc. in the amount of \$4,000.00. Crafc0 is on the NYSOGS Group 31555 – Comprehensive Liquid Bituminous Materials – Award #23001 effective from 4/1/16 – 4/31/18. The purchase will be paid from account DB5112.493.2 – Crack Seal, with a balance of \$7,000 as of 5/3/16.

Roll call vote resulted as follows:

Councilman VanTassel	Yes
Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Supervisor Congdon	Yes

The Highway Superintendent reported that the brush pick-up program is finished and stated that it was very popular this year.

Councilman VanTassel asked for an update on the Merritt Road drainage problem. The Highway Superintendent reported that he was waiting for undergrounds to come back and then he would be able to fix the problem.

Councilman Kusnierz asked about the Robert Rogers property. The Highway Superintendent stated that he's waiting on undergrounds for that as well. Councilman Kusnierz asked if he had spoken with Mr. Toler and the answer was "no". Councilman Kusnierz asked that he give him a call to let him know what the status is.

APPOINT LISA SPERRY AS DEPUTY TOWN CLERK/RECEIVER OF TAXES

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair to accept the appointment by the Town Clerk of Lisa Sperry as Full Time Deputy Town Clerk/Deputy Receiver of Taxes at a salary of \$26,520.00 effective June 13, 2016 pending successful completion of a pre-employment physical and background check.

Roll call vote resulted as follows:

Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Councilman VanTassel	Yes
Supervisor Congdon	Yes

APPROVE PURCHASE – MEN'S ROOM PARTITION

A motion was made by Councilwoman LeClair and seconded by Councilman VanTassel to purchase a men's room partition from Partition Plus at a cost of \$410.00, which includes shipping to be installed by the Recreation Department.

A regular meeting of the Town Board of the Town of Moreau was held on May 24, 2016 in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York

Roll call vote resulted as follows:

Councilman Kusnierz	Yes
Councilman VanTassel	Yes
Councilman Prendergast	Yes
Councilwoman LeClair	Yes

The Supervisor had concerns that the proper hardware needed might not be included in the price. He asked that they look into the prices to see what's included.

Councilwoman LeClair rescinded her previous motion and made a new motion that was seconded by Councilman Prendergast authorizing the Supervisor to purchase a men's room partition at a cost not to exceed \$480.00.

Roll call vote resulted as follows:

Councilman VanTassel	Yes
Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Supervisor Congdon	Yes

RESOLUTION – APPROVE ADIRONDACK TRUST INSURANCE RENEWAL

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair approving the renewal of the Town's Insurance with NYMIR through Adirondack Trust Insurance.

Roll call vote resulted as follows:

Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Councilman VanTassel	Yes
Supervisor Congdon	Yes

NYS DEPARTMENT OF LABOR REPORT; TOWN HALL DRIVEWAY

It was reported that the Driveway project at the new Town Hall building needed to be signed off on in order for the contractor to receive final payment.

A motion was made by Councilwoman LeClair and seconded by Councilman Prendergast authorizing the Supervisor to sign off on the completion of the paving at the Town Hall Municipal Building.

Roll call vote resulted as follows:

Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Councilman VanTassel	Yes
Councilman Prendergast	Yes
Supervisor Congdon	Yes

**APPROVAL – STORMWATER POLLUTION PREVENTION PLAN (SWPPP)
MCKENNA, 19 SISSON ROAD & GIORGIANNI, 41-49 SOUTH ROAD**

The Town Board was presented with two Land Development Activity applications for their approval. Attorney Buettner stated that the Town Board does not have the authority to give approval.

A regular meeting of the Town Board of the Town of Moreau was held on May 24, 2016 in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York

DISCUSSION – MINIMUM DOLLAR AMOUNT TO SEND WATER BILLS

A motion was made by Councilman Prendergast and seconded by Councilman VanTassel requiring a minimum of \$5.00 before a water billing should be sent to a homeowner. Any amount due under that amount will carry over to the next billing cycle.

Roll call vote resulted as follows:

Councilman Kusnierz	Yes
Councilman VanTassel	Yes
Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Supervisor Congdon	Yes

RESOLUTION – CHANGE RATES IN WATER DISTRICT 2

A resolution was passed to reduce the rates in Water District 2 but had to be rescinded when Attorney Buettner advised the Town Board they needed a local law to change the Town Code for the setting or changing of rates in that district. It was reported that Local Law 1 of 2016 has been filed with the State. The Local Law amended the Town Code, which now allows the Town Board to change water rates by resolution.

There was discussion regarding the reduction of rates. Councilman Kusnierz was concerned as to whether or not there was a plan for future infrastructure upkeep and the maintenance of the water towers. Councilwoman LeClair stated that she had spoken with Kevin Feuka, C2ae and he is to get back to the Town with the Asset Management Plan. The Supervisor stated that the 5% decrease was a starting point and he didn't see that it would be a problem. He also stated that the Auditors had told the Town that this should be done and so they're just following through with what they've been advised.

A motion was made by Councilman Prendergast and seconded by Councilman VanTassel reducing the rates by 5% for all users in Water District 2 and eliminating the minimum charge.

Roll call vote resulted as follows:

Councilman VanTassel	Yes
Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Supervisor Congdon	Yes

The Water Superintendent stated that for information purposes he had given the Supervisor an estimate from Pittsburgh Paint to power wash and possibly re-paint the Water Tower. He stated it was \$24,000 to power wash and if the Town wanted them to paint it at the same time it would be \$82,600. The Water Superintendent stated that with \$800,000 in the fund, we're in good shape to do the tower. The Supervisor stated that the Town needs to look into this.

UPDATE – VILLAGE BEACH BUILDING

Councilman VanTassel reported to the Board that he had a meeting with Councilwoman LeClair, Mayor Orlow, Kevin Elms and Pete Corlew at the Village Beach House. Their assessment of the building was that it could be easily cleaned up to accommodate the upcoming season. They can then look into the possibility of a new structure that might be started in the fall. The Recreation Committee will be putting together a team consisting of two members from the Town, two members from the Village of South Glens Falls and two member from the Moreau Community Center. The team will schedule a clean-up day for the Beach Building, within the next couple of weeks. Councilman VanTassel also stated that he would like to have discussion with the Village regarding the renewal of the lease. Attorney Buettner stated that it's a 5 year lease.

A regular meeting of the Town Board of the Town of Moreau was held on May 24, 2016 in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York

Councilman VanTassel also reported that the pavilion at the beach will need to be cleaned up as well and for the long term will need some repair.

PUBLIC COMMENT PERIOD

Gianni Simone, representing Cerrone Builders, asked the Town Board what their plan was for Building Inspector. Councilman Kusnierz stated that they will be discussing this subject later in the evening and that there will be a plan in place by tomorrow.

Kevin Elms made comment to the Board of the need for an ordinance regarding the burning of leaves and pine needles.

Mr. Elms also thanked Councilwoman LeClair and Councilman VanTassel for their attendance at the Planning and Zoning workshop that was to be held on May 12, 2016. He stated that when the workshop was scheduled it seemed pretty important and those who attended gave up their time to be there. He was disappointed that not everyone showed up. There was no quorum and therefore there were no minutes taken. The audio of the meeting may be heard on the Town's website. Councilman Kusnierz stated that he had planned to be there but his job took him out of Town with no advance notice. Councilman Prendergast stated that he was ill and had advised the Supervisor's office.

Terry Clark presented to the Town Board regarding his issue with his water line that had burst. He recited again, a section of his easement agreement and the portion that states the Town will be responsible for service laterals for the 30 years of the loan. The Supervisor reported that there had been another break recently from a loose connection. He also stated that the Town needs a definitive legal answer regarding the language of the contract. Terry Clark stated that he's only trying to save the Town from potential lawsuits down the road.

Councilman VanTassel stated that Councilwoman LeClair is working on discovery. He asked the Supervisor to define what he wanted to ask legal counsel to rule on and put it to them in writing. He stated that he doesn't want to be here two weeks from now having the same conversation.

Reed Antis asked if there was a policy of keeping track of attendees at the beach. He stated that for groups of 10 or more, they should make note to see where they're from. Sandy Mahoney stated that she keeps a daily log already. They average 40-100 during the week and 150 on Friday's.

Mr. Antis stated that the entrances to the Town Hall building look disgusting because of the birds. Kevin Elms asked why the entrances were designed the way they are to begin with. They should have been closed in. Councilwoman LeClair reported that the Town received a portion of their money back for the spikes that didn't work and they're looking to get the balance back from the company that they were purchased from. Mr. Antis stated that there should be a policy to sweep and clean the entrances every day. The Supervisor stated that they are cleaned every day.

Mr. Antis asked about the Zoning Board and their need for an attorney because of the Blue Flame. Gary Endal stated that they will be appointing an attorney at tomorrow night's Zoning Board meeting.

Mr. Antis asked about the Annex Building and the old Sheriff's Building. The Supervisor stated that they would be discussing these buildings later in the meeting. Mr. Antis stated that there are several items in the annex building that could be sold in the upcoming garage sale. He also stated that the heat was still on and shouldn't be.

Mr. Antis asked if there has been an audit of the Moreau Emergency Squad yet and the answer was "no".

Gary Endal reiterated what Mr. Elms had said earlier regarding the non-attendance of the Planning and Zoning workshop. He also stated that he didn't think by having so many people in attendance at these workshops, that much gets accomplished. He suggested a smaller group that might attend a Zoning Board meeting for 20 minutes at a time. He stated that they need a different way to handle these meetings.

A regular meeting of the Town Board of the Town of Moreau was held on May 24, 2016 in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York

COMMITTEE REPORTS

Councilwoman LeClair reported that she and Councilman VanTassel had met with the staff at the Recreation Park and she would like to have discussion in executive session about that. She stated that they had also met with the Building Department regarding any ongoing work. They had also met with Sandy Mahoney regarding a fundraiser that she's planning.

Sandy Mahoney stated that the fundraiser is scheduled for August 6, 2016 with a rain date of August 7, 2016. This will be a 5K Color Run. The entrance fee will be \$35.00 of which \$23.00 will go to the playground fund. She's working with a fence company that will help with the perimeter fence around the playground and she stated that they're looking to get people to buy a fence post as a fundraiser. She stated that the playground committee will be meeting again on May 31, 2016 at 7:00 p.m.

Councilman VanTassel reported that the State Softball Tournament has committed to another 3 years with the Town of Moreau.

Ms. Mahoney stated that she needs to spend \$100.00 in order to hold the date for the 5K. The Board had no objections to her request.

SUPERVISOR'S ITEMS

The Supervisor stated that Head Start would like to meet with a Town Board committee regarding a possible proposal to use the Annex Building. He stated that they couldn't make the 61 Hudson Street property work. Councilman VanTassel asked that they pick 2 days and he would help. Councilwoman LeClair asked that she and Councilman VanTassel be given the contact information and they will get in touch with them. Supervisor Congdon thanked Reed Antis for taking the time to show the Annex Building to Head Start.

Sandy Mahoney stated that she had mentioned before about govdeals.com to get rid of the unwanted furniture and such from the Annex Building.

A motion was made by Councilman VanTassel and seconded by Councilman Kusnierz to adjourn to executive session at 8:55 p.m. for the purpose of discussing contract negotiations and a personnel matter within the Building Department.

Roll call vote resulted as follows:

Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Councilman VanTassel	Yes
Supervisor Congdon	Yes

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

The Supervisor left the executive session at approximately 9:05 p.m. and didn't return.

The remaining Board Members returned from executive session at 10:05 p.m.

There was no action taken in the executive session.

A motion was made by Councilman Kusnierz and seconded by Councilman VanTassel to engage the services of Benjamin Marcantonio as Acting Building Inspector/Code Enforcement Officer for the Town of Moreau on a Part-Time Hourly basis. He will be covered by the Town's insurance and will be paid at a rate of \$60.00/hour to perform inspections and permit review and to entitle him for mileage for the use of his own personal vehicle, effective immediately.

A regular meeting of the Town Board of the Town of Moreau was held on May 24, 2016 in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York

Roll call vote resulted as follows:

Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Councilman VanTassel	Yes
Councilman Prendergast	Yes
Supervisor Congdon	Absent

A motion was made by Councilman Kusnierz and seconded by Councilwoman LeClair to engage the services of the L.A. Group for the position of Zoning Administration Services as outlined in a memo to the Town dated May 20, 2016 up to 10 hours per week at a rate of \$4,400.00/month as needed.

Roll call vote resulted as follows:

Councilman Kusnierz	Yes
Councilman VanTassel	Yes
Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Supervisor Congdon	Absent

A motion was made by Councilwoman LeClair and seconded by Councilman VanTassel to engage a contract with PJ Motsiff for the fall Soccer Program.

Roll call vote resulted as follows:

Councilman VanTassel	Yes
Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Supervisor Congdon	Absent

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair to adjourn the meeting for the evening at 10:08 p.m.

Roll call vote resulted as follows:

Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Councilman VanTassel	Yes
Supervisor Congdon	Absent

Meeting adjourned.

Respectfully submitted,

Leeann McCabe
Town Clerk

The above minutes are not intended to be a complete transcript, only a summary. To hear the full audio of the meeting, please visit the Town's website: www.townofmoreau.org