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

The Town Clerk called the roll.

Town Board Members Present

Alan VanTassel Councilman
Gina LeClair Councilwoman
Kyle Noonan Councilman
Theodore T. Kusnierz, Jr. Supervisor

Town Board Members Absent

John Hogan Councilman

Also present: Leeann McCabe, Town Clerk; Karla Buettner, Attorney for the Town; John Donohue Jr., Councilman Elect; Sharon Pineo, Assembly candidate; Tracey Clothier, LA Group; Town Residents: Pat Killian, Bruce Flayer, Virginia Livsey; Others: William Gifford & Michael O'Connor

The Supervisor led the Pledge of Allegiance.

APPROVAL OF MINUTES

The minutes from October 29, 2019 (Regular Town Board meeting), November 7, 2019 and November 12, 2019 were prepared and presented to the Town Board prior to the meeting for their review, comment, correction and approval.

Resolution #2019-426

A motion was made by Councilwoman LeClair, seconded by Councilman Noonan and carried, approving the minutes from October 29, 2019 (Regular Town Board meeting), November 7, 2019 and November 12, 2019 as prepared.

Asked if all in favor, the following responses were given:

Councilman Hogan Absent
Councilman VanTassel Aye
Councilwoman LeClair Aye
Councilman Noonan Aye
Supervisor Kusnierz Aye

SET FUTURE MEETINGS AND WORKSHOPS

Resolution #2019-427

A motion was made by Councilman VanTassel, seconded by Councilman Noonan and carried, to move the month-end and regular Town Board meetings from December 24, 2019 to December 19, 2019, at the same scheduled times.

Asked if all in favor, the following responses were given:

Councilman Hogan Absent
Councilman VanTassel Aye
Councilwoman LeClair Aye
Councilman Noonan Aye
Supervisor Kusnierz Aye

Public Hearings were scheduled for the Moreau Emergency Squad and the South Glens Falls Fire Company contracts as follows:

Moreau Emergency Squad – December 19, 2019 @ 6:50 p.m. South Glens Falls Fire Co. – December 19, 2019 @ 6:55 p.m.

The Supervisor stated that he had received a request from nearly all of the Town employees, asking the Town Board to consider closing the Town Hall for the day after Christmas as well as on that Friday (December 26th-27th). He stated that he's had conversations with the union and they were interested in the closure as well. His recommendation was to offer employees the option to use accrued time or to utilize a day without pay. He stated that because the union is involved, they'll have to re-write the agreement and it will have to be agreed to. He stated that he had spoken with the shops steward and he didn't think there would be any problems. He also stated that he had spoken with the Highway Superintendent who had a concern, that if he were to call in his employees due to weather, how they would get paid. He stated, that in his conversations with the Highway Superintendent and the shop steward, it was relayed that it would be considered regular work days and they would get paid straight time if they were to get called in. He stated that it wasn't an issue. He stated that if the Town Board is inclined to move forward with the suggestion, his office will draft language for the contract, have Counsel review it, and then it can be signed.

Resolution #2019-428

A motion was made by Councilwoman LeClair, seconded by Councilman Noonan and carried, that the Town Hall shall be closed on December 26, 2019 and December 27, 2019. Affected Town employees shall be able to use accrued time or to utilize a day without pay.

Asked if all in favor, the following responses were given:

Councilman Hogan Absent
Councilman VanTassel Aye
Councilwoman LeClair Aye
Councilman Noonan Aye
Supervisor Kusnierz Aye

MOREAU TOWNWIDE TRAILS CONCEPT PLAN

The Supervisor turned the meeting over to Tracey Clothier from the LA Group for a brief presentation on what they can do for the Town. Ms. Clothier started by saying that she had given a presentation some time ago and the Town was awarded a \$7,500 grant for the Hudson River Valley Greenway, which would be matched by the Town to develop a Town-wide trail concept plan. She presented a handout of the tasks that they would provide along with the fees associated with each task.

Task 1: Inventory Public Trails and Recreation Areas

Task 2: Interview Key Recreation Leaders

Task 3: Identify Trail Gaps and New Trail Connections

Task 4: Develop Feasibility Analysis for Future Trail Sections

Task 5: Develop Draft Townwide Trails concept Plan with Maps & Implementation Strategy

Task 6: Present Final Townwide Trails Concept Plan at a Public Meeting

The total fees for their services, including mileage and printing, would be \$15,000.00.

Councilman Noonan asked if there was a sunset date on the grant that the Town received. Ms. Clothier stated that she didn't think there was and not to worry, the Town can ask for an extension if need be. The Supervisor thanked Ms. Clothier for putting a proposal together and stated that the Board would review it and get back to her.

HIGHWAY DEPARTMENT

Resolution #2019-429

A motion was made by Councilwoman LeClair, seconded by Councilman Noonan and carried, to add David B. Smith to the list of available flagger/wing people to call in as needed, subject to successful completion of a pre-employment physical within three weeks. The contracted rate of pay is \$12.00 per hour.

Asked if all in favor, the following responses were given:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

Resolution #2019-430

A motion was made by Councilman VanTassel, seconded by Councilman Noonan and carried, authorizing an open purchase order from Global Montello Group in the amount of \$2,300.00, for the purchase of Gasoline from the 2019 budget year. The purchase will be made under State Contract #PC68456 and will be paid from account DB5142.460, which has a balance of \$17,448.14 as of November 30, 2019.

Asked if all in favor, the following responses were given:

Councilman Hogan	Absen
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

The Highway Superintendent had submitted a request at the last regular meeting to hire someone to replace a shorted out electrical line and breaker in the shop area of the garage. The request had been tabled because he had received only one quote. Since that time, he has received two more quotes.

The following quotes were received:

Don Beagle \$2,400.00

Corhouse Construction No Quote

White Mechanical No Quote

Colvin Electric \$2,585.00

Brownell Electric \$5,925.00

The Highway Superintendent recommended they go with the lowest quote.

Resolution #2019-431

A motion was made by Councilwoman LeClair, seconded by Councilman Noonan and carried, to have the shorted out electrical line and breaker in the shop area of the Highway Garage replaced by Don Beagle, in the amount of \$2,400.00. The expense will be paid from account A5132.472, which has a balance of \$88,110.87 as of November 4, 2019.

Asked if all in favor, the following responses were given:

Absent
Aye
Aye
Aye
Aye

The Supervisor stated that they need to move forward with an RFP for tree and stump removal. He stated that there was some confusion from some that believe there's an option to extend the existing contract that the Town has with the vendor. He stated that the language is not included in the contract. The Supervisor recommended that the Town Board authorize the Town to send out RFP's. He stated that they already have the specs drawn up and will ask Counsel to review them.

Resolution #2019-432

A motion was made by Councilman VanTassel, seconded by Councilwoman LeClair and carried, authorizing the Town to send out Requests for Proposals (RFP's) for Tree and Stump removal, pending Counsel's review of the specs before they go out.

Asked if all in favor, the following responses were given:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

SEWER DISTRICT #1, EXTENSION #5

The Supervisor explained that special counsel had been hired at the start of the Sewer District 1, Extension 5 project. In order to be reimbursed by EFC, a resolution is needed to amend their Professional Service Agreement.

Resolution #2019-433

A motion was made by Councilwoman LeClair, seconded by Councilman Noonan and carried, authorizing an amendment to the Professional Services Agreement dated July 18, 2019, with Tabner, Ryan & Keniry, LLP, not to exceed \$24,500.00.

Asked if all in favor, the following responses were given:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

RECREATION DEPARTMENT

The Supervisor stated that some of the funding for the Universal Playground will be coming out of the Town-Wide Recreational Capital Reserve Fund and that a resolution is needed for the expenditure.

The Town Clerk read the following resolution aloud:

RESOLUTION TOWN BOARD TOWN OF MOREAU

SUBJECT: TOWN-WIDE RECREATIONAL CAPITAL RESERVE FUND EXPENDITURE

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

WHEREAS, the Town-Wide Recreational Capital Reserve Fund has a present balance of approximately Four Hundred Eleven Thousand Seven Hundred Twenty-Eight and 63/100 Dollars (\$411,728.63); and

WHEREAS, the Town Board of the Town of Moreau has determined it is in the best interest of the Town to purchase playground equipment for use at the Universally Accessible Playground and Spray Park to be located within the Harry Betar Recreational Park within the Town of Moreau; and

WHEREAS, the purchase of the playground equipment is a purpose for which the Town-Wide Recreational Capital Reserve Fund was established; and

WHEREAS, the Town Board desires to fund a portion of the purchase of the playground equipment out of the Town-Wide Recreational Capital Reserve Fund; and

WHEREAS, the Town Board having deliberated upon this matter;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby authorizes the expenditure of funds, not to exceed Two Hundred Thousand and NO/100 Dollars (\$200,000.00), from the Town-Wide Recreational Capital Reserve Fund, a capital reserve fund, for the purchase of playground equipment for use at the Universally Accessible Playground and Spray Park to be located within the Harry Betar Recreational Park within the Town of Moreau; and it is further

RESOLVED, that the Supervisor and/or Deputy Supervisor is authorized to execute any documents necessary to effectuate the purchase identified above; and it is further

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

It was noted by the Supervisor, after the resolution was read, that the numeric balance in the fund was different from the written out amount. He stated that the numeric amount was incorrect and that it should match the written amount.

Resolution #2019-434

A motion was made by Councilman VanTassel, seconded by Councilman Noonan and carried, to adopt the foregoing resolution as read into the record by the Town Clerk, with the noted change above.

Asked if all in favor, the following responses were given:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

The Supervisor stated that the Town Board members all had a copy of a request for a final purchase of equipment from Parkitects. He stated that he hoped to order it this year, so that they will lock it in with this year's price. He stated that there are two proposals. One includes the cost of a temporary 17' wood ramp, which would connect to the play equipment, and then be taken out when pavers are installed. He thought it was a waste of money to pay for something and then have it taken back out. He recommended they go with the proposal without the 17' wood ramp. He stated that the equipment can still be played on, it just wouldn't be handicapped accessible until the spring.

Resolution #2019-435

A motion was made by Councilman Noonan, seconded by Councilwoman LeClair and carried, authorizing the Supervisor to sign the purchase agreement with Parkitects, Inc. in the amount of \$27,142.40 for the Spray Park.

Asked if all in favor, the following responses were given:

Councilman Hogan	Absent
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

The Supervisor stated that there needs to be an appointment to the advisory board for the Saratoga County Youth Bureau. He stated that the Town now has a full-time Recreation Leader and suggested that he be appointed.

Resolution #2019-436

A motion was made by Councilwoman LeClair, seconded by Councilman VanTassel and carried, appointing Peter Olesheski to the Advisory Board of the Saratoga County Youth Bureau for the Town of Moreau.

The Supervisor stated, that historically, the full-time recreation directors have been the designated Youth Board members. He also stated that Mr. Olesheski is on the Board in Warren County as well.

Asked if all in favor, the following responses were given:

Councilman Hogan	Absen
Councilman VanTassel	Aye
Councilwoman LeClair	Aye
Councilman Noonan	Aye
Supervisor Kusnierz	Aye

BUILDING DEPARTMENT

The Supervisor stated that this agenda item is related to Planning and Zoning Board members. He stated, at present, the alternate members of these Boards are not compensated if they attend a meeting. He felt that there was a benefit to the Town, if they are compensated when they attend. He stated that it would encourage their attendance and streamline the process if they have to do a substitution.

Resolution #2019-437

A motion was made by Councilman VanTassel, seconded by Councilwoman LeClair and carried, authorizing the Alternate Planning and Zoning Board members to be compensated when in attendance of their respective meetings.

Asked if all in favor, the following responses were given:

Councilman Hogan Absent
Councilman VanTassel Aye
Councilwoman LeClair Aye
Councilman Noonan Aye
Supervisor Kusnierz Aye

MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN

The Supervisor stated that Saratoga County Emergency Services has been working with NYS Division of Homeland Security and their Emergency Services office, by having municipalities within Saratoga County adopt resolutions that will make them eligible for certain programs that may be available within the next five years.

The Town Clerk read the following resolution aloud:

WHEREAS, the Town of Moreau, with the assistance from the Saratoga County Office of Emergency Services, has gathered information and prepared the Saratoga County Multi-Jurisdictional All Hazard Mitigation Plan; and

WHEREAS, the Saratoga County Multi-Jurisdictional All Hazard Mitigation Plan has been prepared in accordance with the Disaster Mitigation Act of 2000; and

WHEREAS, the Town of Moreau is a political subdivision within Saratoga County and Saratoga County has afforded its citizens an opportunity to comment and provide input on the Plan and the actions in the Plan; and

WHEREAS, the Town of Moreau has reviewed the Plan and affirms that the Plan will be updated no less than every five years;

NOW THEREFORE, BE IT RESOLVED by the Town Board that the Town of Moreau adopts the Saratoga County Multi-Jurisdictional All Hazard Mitigation Plan, and resolves to execute the actions in the Plan.

ADOPTED this 26th day of November, 2019 at the meeting of the Town Board.

Resolution #2019-438

A motion was made by Councilwoman LeClair, seconded by Councilman Noonan and carried, to adopt the foregoing resolution as read into the record by the Town Clerk.

Asked if all in favor, the following responses were given:

Councilman Hogan Absent
Councilman VanTassel Aye
Councilwoman LeClair Aye
Councilman Noonan Aye
Supervisor Kusnierz Aye

TRANSFER STATION

The Supervisor stated, it had come to the Board's attention, that there is a leachate tank that is part of the Town's compactor. The leachate is collected in this tank for disposal at a later date. He stated that they believe it's a 2,500 gallon tank and is need of being emptied. There is no record that his office could find, that the tank has ever been pumped. In order to have the tank pumped, the leachate has to be tested, otherwise certified haulers won't pump it out. He spoke with some individuals at the Saratoga County

Sewer Authority to see if they would be helpful in getting the leachate tested for the Town. He spoke at length with the lab director to determine what needs to be tested in order for someone to pick up the leachate. He stated that he has some pricing, with many variables. The pricing he has is for Saratoga County and that the rates would be higher for the Town. The County pays \$737.00 for the testing of 7 key contaminants. The firm that would do the testing is Adirondack Environmental Services, Inc. out of Albany. The testing can be expedited with an increased cost. He believed, that if the Board authorized up to \$1,350.00, it would more than cover the expense.

Resolution #2019-439

A motion was made by Councilman VanTassel, seconded by Councilwoman LeClair and carried, authorizing up to \$1,350.00 for leachate testing by Adirondack Environmental Services, Inc.

Asked if all in favor, the following responses were given:

Councilman Hogan Absent
Councilman VanTassel Aye
Councilwoman LeClair Aye
Councilman Noonan Aye
Supervisor Kusnierz Aye

OLD BEND ROAD

The Supervisor commented that over the years, there has been a significant amount of confusion regarding the addresses of those who live on Old Bend Road. The residents state that the addresses have an effect on deliveries. The Supervisor stated that the Town Board would like to move forward in officially re-naming Dyke Road to Old Bend Road. He asked the Town Clerk to read the following resolution aloud:

TOWN BOARD TOWN OF MOREAU SUBJECT: RESOLUTION RENAMING DYKE ROAD TO OLD BEND ROAD

WHEREAS, the Town of Moreau is the owner of a highway known as Dyke Road, which is located as an extension of Old Bend Road in the Town, Dyke Road measuring approximately 3,425 linear feet; and

WHEREAS, Dyke Road is referenced in thirty-two (32) addresses on Town Highway Inventory Records, Saratoga County Emergency 911 addressing, assessor files and tax maps; and

WHEREAS, residents of Dyke Road have advised the Town that there is confusion regarding their addresses, as their respective addresses use Old Bend Road for mailing and location, the area is known as Old Bend Road, and it is a physical extension of Old Bend Road; and

WHEREAS, in order to alleviate the confusion and aid the residents of Dyke Road in identifying the location of the homes, the Town agrees that it is in the best interest of the residents and the Town to rename Dyke Road to Old Bend Road;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board, on behalf of Town, does hereby consent to the renaming of Dyke Road, as such is listed on the records of the Town of Moreau and County of Saratoga, and that it will henceforth be known as Old Bend Road; and it is further

RESOLVED, that the Assessor, Attorney for the Town, Highway Superintendent and Supervisor are hereby authorized and directed to execute any and all necessary documents to effectuate the renaming, including but not limited to notifying all necessary agencies, emergency 911, and Saratoga County Mapping Department.

Resolution #2019-440

A motion was made by Councilman VanTassel, seconded by Councilman Noonan and carried, adopting the foregoing resolution as read into the record by the Town Clerk.

Asked if all in favor, the following responses were given:

Councilman Hogan Absent
Councilman VanTassel Aye
Councilwoman LeClair Aye
Councilman Noonan Aye
Supervisor Kusnierz Aye

PRIVILEGE OF THE FLOOR

Pat Killian addressed the Town Board and asked if they had any questions about the solar moratorium that can be alleviated now. And, has there been any news from NYSERDA.

The Supervisor responded by first stating that he and Counsel had a meeting with NYSERDA several weeks ago. They've offered the Town any assistance they need in drafting the local law. He stated that the Town hasn't required or asked for their assistance at this time. He did say that they will be involved as they move forward.

The Supervisor told Mr. Killian that they had no questions regarding the moratorium at this time.

William Gifford, Saunders Drive, asked if there was a committee formed to meet with NYSERDA on this topic and if so, who is the chair and when do they meet.

The Supervisor stated that they have not formed a committee.

Mr. Gifford asked how much the Alternate members will get paid for attending their respective meetings. The Supervisor replied, that he believed, regular members get \$50.00 per meeting.

Mr. Gifford asked if they were planning on forming a committee to work with NYSERDA. The Supervisor replied, not at this time. Mr. Gifford asked what the processes would be to form a committee, that would work under the direction of the Board. The Supervisor replied that the Town Board would create it. Mr. Gifford asked how the process would be. The Supervisor replied, that if the Town Board felt compelled to create the committee, they would take guidance from those members of the public that serve on the committee.

SUPERVISOR'S ITEMS

The Supervisor stated that he had received correspondence from AT&T Cellular, which is a landlord on one of our water towers, regarding a water tower/ lease buy-back program. The Supervisor stated that this wasn't something that he was personally in favor of at this time. He stated that as long as the Town owns the tower and is running water through it, they should retain custody of it. There was no interest from the Town Board in pursuing the matter.

The Supervisor reported that the Town has received an inspection report from NYS Agriculture & Markets relating to the Town's Dog Control Services and were given a satisfactory rating.

The Supervisor received correspondence from the Saratoga County Soil and Water Conservation District. He read the letter aloud. The letter stated that they were working in conjunction with the Upper Hudson River Watershed Coalition to develop a water treatment management plan for the upper Hudson River (above the Troy dam). The plan would give an overview of the current status of the water shed and express opportunities for improvement. A large part of the plan would be enlisting possible future projects within the watershed, which could improve or maintain water quality. They are seeking project ideas from the

municipalities to include in the plan. Including these projects in the plan will help when seeking future grant funding. The Supervisor stated that he has an application form if the Town is interested or has any ideas. He asked the Board members to submit any ideas to him so his office can complete the application.

The Supervisor stated that he had sent out letters to the three mobile home parks within the new sewer district, letting them know that there will be archeological surveys conducted on the properties. He stated that there is a consent sheet that will need to be signed and returned to him. He also sent out letters to residents and land owners within the district, letting them know that they will see survey crews but that they will only be working in the public rights-of-way and not on the properties at this time.

The Supervisor reported that the Town has received a \$2,000.00 grant for the purchase of AED equipment from the Charles R. Wood Foundation Grant Program. He stated that this is a huge improvement, as he knows that there have been AED's that are not operational. He stated that this funding will help to get everything current. On behalf of the Town Board and the residents of the Town of Moreau he expressed his appreciation to the Charles R. Wood Foundation Grant Program.

The Supervisor received a notice from the Saratoga County Treasurer, that the Town will be receiving \$163,228.29 in mortgage tax distribution for the period from April 1, 2019 through September 30, 2019.

The Supervisor reported, that at the last full Board of the County Board of Supervisors, four resolutions were passed:

The first resolution authorized the implementation, and funding in the first instance of 100% of the Federal-Aid and State "Marchiselli" Program-Aid eligible costs, of a transportation Federal-Aid Project, appropriating funds therefor, and amending the budget in relation thereto for County Route 28 (South Glens Falls-Fort Edward Road), from Reservoir Road to NYS 197, in the Town of Moreau.

The second resolution authorized the Chairman to enter into an agreement with Greenman Pedersen, Inc. for Design services related to the pavement preservation of County Road 28 (South Glens Falls-Fort Edward Road), from Reservoir Road to NYS 197, in the Town of Moreau.

The third resolution authorized the implementation, and funding in the first instance of 100% of the Federal-Aid and State "Marchiselli" Program-Aid eligible costs, of a transportation Federal-Aid Project, appropriating funds therefor, and amending the budget in relation thereto for County Route 31 (Fortsville Road) over North Branch Creek.

The fourth resolution authorized the Chairman to enter into an agreement with Clark Patterson Engineers, Surveyors, Architects and Landscape Architect, D.P.C. for design and row incidentals services related to the County Route 31 (Fortsville Road) over North Branch Creek Culvert Replacement Project in the Town of Moreau.

COMMITTEE REPORTS

Councilman Noonan stated that he had visited the cemeteries that had trees marked to be cut down. The Supervisor stated that there are monies allocated for this in the budget. He stated that there is a member of the public who has a concern that the trees will upturn the headstones. He asked that the Cemetery Committee provide a recommendation to the Board and they can go from there.

Councilman VanTassel gave an update on the IT project. He stated that he spoke with PS Technical Services and the project is moving along as scheduled, with no major problems. He stated that the firewall, switching and access points have all been installed.

A motion was made by Councilman VanTassel, seconded by Councilwoman LeClair and carried, to adjourn to executive session at 7:54 p.m. to discuss the work performance of an unnamed Town employee.

Asked if all in favor, the following responses were given:

Councilman HoganAbsentCouncilman VanTasselAyeCouncilwoman LeClairAyeCouncilman NoonanAyeSupervisor KusnierzAye

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

A motion was made by Councilwoman LeClair, seconded by Councilman Noonan and carried, to close the executive session at 8:55 p.m. with no action taken and to resume the regular session.

Asked if all in favor, the following responses were given:

Councilman Hogan Absent
Councilman VanTassel Aye
Councilwoman LeClair Aye
Councilman Noonan Aye
Supervisor Kusnierz Aye

A motion was made by Councilwoman LeClair, seconded by Councilman Noonan and carried, to close the regular meeting for the evening at 8:55 p.m.

Asked if all in favor, the following responses were given:

Councilman Hogan Absent
Councilman VanTassel Aye
Councilwoman LeClair Aye
Councilman Noonan Aye
Supervisor Kusnierz Aye

Meeting adjourned.

Respectfully submitted,

Leeann McCabe Town Clerk