

A regular meeting of the Town Board of the Town of Moreau was held on August 12, 2014 in the Town of Moreau Municipal Building located at 351 Reynolds Road in the Town of Moreau, New York.

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

The Town Clerk called the roll.

Town Board Members Present

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

Town Board Members Absent

None

Also Present: Jeanne Fleury, Town Clerk; Stefanie DiLallo Bitter, Attorney for the Town; Jesse Fish, Water Superintendent (arrived 7:10 p.m.); Reed Antis, Planning Board Member & Town Resident; Town Residents: Sandi & Tom Speziale, Mark Stewart, Gardner Congdon, David Johnson, Terry Clark; and Village Resident: Pete Lemery

Supervisor Jenkins led the Pledge of Allegiance.

Supervisor Jenkins welcomed everyone to the meeting and asked everyone to turn off or silence all electronic devices.

APPROVAL OF MINUTES

The following minutes were prepared and distributed to the Town Board Members in advance of the meeting for their review, comment, correction and approval: June 26th, July 8th, July 22nd, August 6th (2 Sets)

MINUTES – JUNE 26, 2014 – MONTH-END AUDIT MEETING

No comments or corrections.

A motion was made by Councilman Vittengl and seconded by Councilwoman LeClair to approve the minutes of June 26th as prepared.

Roll call vote resulted as follows:

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

MINUTES – JULY 8, 2014 – REGULAR TOWN BOARD MEETING

No comments or corrections.

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

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Roll call vote resulted as follows:

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

MINUTES – JULY 22, 2014 – REGULAR TOWN BOARD MEETING

No comments or corrections.

A motion was made by Councilwoman LeClair and seconded by Councilman Kusnierz to approve the minutes of July 22nd as prepared.

Roll call vote resulted as follows:

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

MINUTES – AUGUST 6, 2014 – MONTH-END TOWN BOARD MEETING

No comments or corrections.

MINUTES – AUGUST 6, 2014 – TOWN BOARD WORKSHOP RE: RE-ZONING OF R2 ZONE

No comments or corrections.

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair to approve both sets of minutes dated August 6th.

Roll call vote resulted as follows:

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

SET FUTURE MEETINGS/WORKSHOPS

No meetings/workshops were scheduled at this point in the meeting.

15 MINUTE PUBLIC COMMENT PERIOD

Gardner Congdon and Mark Stewart were present to discuss with the board the \$400.00 fee that the Michael's Group paid per house in the Woodscape Subdivision for hook up to the Town's water supply system vs. the \$1,700.00 fee that everyone else has to pay.

Supervisor Jenkins advised them that the Water Committee was going to meet with the engineer for the Town to review this.

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Councilman Kusnierz thought the full board should meet to discuss the water rates and buy-in fees.

Supervisor Jenkins replied that they could all meet at some point, but Tim Burley would not be present for a night time meeting.

Gardner Congdon reiterated as he has at prior meetings that there is no agreement that he can find that authorized the Michael's Group to pay \$400.00 per hook up.

Supervisor Jenkins said he thought Gardner Congdon was provided with a copy of the water supply permit and Gardner Congdon replied no.

Supervisor Jenkins said in the permit it talked about the \$400.00 per unit and Gardner Congdon stated that has to do with the Michael's Group providing water for a cluster development and that he can't find anything where it reads that they will pay \$400.00 for future hook ups and that they would be exempt from buy-in fees. He said this was not correct or fair. He said that Harry Gutheil made it clear that he didn't agree with it.

Supervisor Jenkins said that Harry Gutheil is the one who signed the agreement that reads that they will pay the \$400.00 for all houses hooked up in that development.

Gardner Congdon stated that a box was checked indicating that there was no significant environmental impact and for subdivision over 49 lots an environmental impact statement is required. He said a lot is wrong here and for board members to claim that they represent the public, they should look into this and see if he is correct. In his opinion he is correct and there are a lot of people who share his opinion including at the state level.

Supervisor Jenkins stated that Harry Gutheil signed the water supply permit.

Gardner Congdon said he didn't have a copy of the water supply permit and the Town Clerk replied that she copied it along with minutes from the Planning Board meetings where Woodscape was approved per his request and that he never picked them up from her office.

Mark Stewart asked as he has in past meetings why the Michael's Group paid \$400.00 and he has to pay \$1,700.00 when they both use the same water tank. He doesn't think it is fair that he has to pay the \$1,700.00 for future unforeseen costs, which Harry Gutheil said is already built into the water rates.

Supervisor Jenkins asked if this was the case then why is it that Water District 6 doesn't have any money.

Councilman Prendergast explained to Mark Stewart that the Michael's Group wasn't charged the same amount as him, because of the amount of infrastructure they put in and paid for. He told Mark Stewart that if he wanted to put that amount of infrastructure in then they would lower the price to \$400.00 for him too.

Councilman Vittengl said he wasn't on the board at the time, but it is his understanding that the Michael's Group paid in the six digits for the infrastructure they put in and that was the deal the board at that time made.

Gardner Congdon asked the board if they would acknowledge that the Michael's Group put in the line down Reservoir Road that allowed them to put in the cluster development. There was no answer.

Discussion followed between Gardner Congdon and Supervisor Jenkins.

Supervisor Jenkins stated that they have spent 10 minutes on this subject and they had to move on. He told Gardner Congdon that if he came in he would discuss this with him further. He also told Gardner Congdon that it cost the town \$2,200.00 to install the water line to Mark Stewart's property.

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Councilman Vittengl stated that 93 homes x \$1,700.00 equals \$158,100.00 and \$400.00 x 93 homes equals \$37,200.00. The Michael's Group paid about \$125,000.00 to put the infrastructure in plus the \$37,200.00 so they spent a total of about \$162,200.00, which is more than the \$158,000.00 if they were charged \$1,700.00 per hook up instead of the \$400.00.

Councilman Kusnierz stated that they paid \$115,000.00 for the infrastructure.

Councilman Vittengl replied that \$115,000.00 plus \$37,200.00 equals \$152,200.00 then. He said that is how the board at the time must have come up with these rates.

Reed Antis asked what the status was of a flag for the new municipal complex. Supervisor Jenkins said the flag has been ordered.

Reed Antis asked what the status was of the solar project for the new municipal complex. Supervisor Jenkins said the solar company was told they couldn't put the arrays where they had planned for them to go so they asked for an extension from NYSERDA.

Reed Antis asked about the old Town Hall and what they planned to do with it since nobody put a bid in for it.

Supervisor Jenkins said the Moreau Community Center expressed some interest in it, but there has been no formal discussions. He said the board could decide to put it on the real estate market.

Councilman Kusnierz said there has been no detailed conversations on what to do with the building, but until then it won't go to vote. He said the building has historical significance and the Town should retain control of the building and he wouldn't vote to sell it.

Reed Antis said it was his opinion that the building is obsolete and it will cost the Town a lot of money to maintain it and the board should get it back on the tax rolls.

Gardner Congdon asked if the City of Glens Falls has contacted the Town about participating in the deficit with the Civic Center.

Supervisor Jenkins replied no.

Gardner Congdon asked Supervisor Jenkins how he feels about this.

Supervisor Jenkins said it would be difficult for the Town to include it in the Town budget, because the tax cap is so tight already. The full board would have to vote for it.

HIGHWAY DEPARTMENT REQUESTS

Paul Joseph, Highway Superintendent, submitted a memo to the board indicating that he planned to put some surplus equipment up for sale on Auctions International such as: plow and wing, old boom mower, military compressor, misc. truck parts, safe door from old Town Hall.

There were no objections voiced by the board members.

RECREATION DEPARTMENT REQUESTS

None

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WATER DEPARTMENT REQUESTS

At the last meeting Jesse Fish, Water Superintendent, submitted a request to purchase one pallet (420) of radio read water meters to complete the Water District 2 meter change out project. His request was tabled.

The quote from Vellano Bros. was \$187.00 each for a total of \$78,450.00.

A transfer would be required from Water District 2 fund balance into account II8310.2 – Water District 2 - Equipment. The Water District 2 fund balance is \$832,013.00.

A motion was made by Councilwoman LeClair and seconded by Councilman Vittengl authorizing the transfer of \$78,540.00 from Water District 2 Fund Balance into II8310.2, Water District 2 Equipment Account for the purchase of 420 water meters.

Roll call vote resulted as follows:

Councilwoman LeClair	Yes
Councilman Vittengl	Yes
Councilman Prendergast	Yes
Councilman Kusnierz	No
Supervisor Jenkins	Yes

Councilman Kusnierz stated that as he has said in the past, this is something that should be discussed at budget time so that during the public hearing on the preliminary budget the public will be able to voice their opinion on this and by moving forward with this they are circumventing the chance for the public to voice their opinion. He said it is poor budgeting practice and it shouldn't come out of fund balance. He doesn't think it is an emergency and they should wait until budget time.

Supervisor Jenkins said some say \$32,000 should be in a reserve account so that we can do repair reserves and other than that there is no budget.

Councilman Kusnierz said they have water districts with significant fund balances and the rate payers are entitled to some relief for the cost of water and we should be looking at a grander plan and how we are going to handle water for the entire Town and what is our plan for the next five years. We shouldn't be spending \$75,000.00 or \$80,000.00 at a clip without budgeting for it.

Councilman Prendergast said in defense of his vote, this is a plan that was instituted several years ago to install new meters and so many per year. It is a continuation of that plan.

Councilman Kusnierz said that he has supported and does support upgrading our infrastructure. We do discuss it each time we are working on the budget. We figure out and allocate how much money will be needed for that budget year for the replacement of meters and they have done that. Now to say that we are going to go into fund balance during a fiscal year at \$80,000.00 per clip is wrong and it can wait until next year.

A motion was made by Councilman Vittengl and seconded by Councilwoman LeClair authorizing the purchase of 420 radio read water meters from Vellano Bros. at a cost not to exceed \$78,540.00 out of account II8310.2.

Roll call vote resulted as follows:

Councilman Vittengl	Yes
Councilman Prendergast	Yes
Councilwoman LeClair	Yes

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Councilman Kusnierz	No
Supervisor Jenkins	Yes

PRINCIPLE ACCOUNT CLERK’S REQUEST

Fran Thibodeau, Principle Account Clerk, requested permission to attend a NYS Retirement Seminar on September 9th in Fort Edward.

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl authorizing Fran Thibodeau, Principle Account Clerk, to attend a NYS Retirement Seminar on September 9th in Fort Edward and for all necessary expenses related to the seminar to be a proper town charge.

Roll call vote resulted as follows:

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

CT MALE – QUOTE FOR REPAIR TO GAS VENTS AT LANDFILL

Liz Rovers from C.T. Male Associates submitted an e-mail to the Town Board indicating that she requested quotes from contractors to repair the damaged gas vents and address other landfill repairs at the Town of Moreau Landfill.

A quote was received from MC Environmental Services (MCES) of Queensbury, New York in the amount of \$2,915.00 plus the actual cost of materials. The quote includes a backhoe, operator, rack truck, 2 laborers, hand tools and personal protective equipment for a maximum of 8 hours on-site. Unit rates for materials (PVC pipe, PVC couplings, Fernco couplings) are given in the MCES quote and are estimated at \$200.00 to \$400.00. This quote is to repair damaged gas vents.

The landfill repairs include filling in and repairing six animal burrows, repairing six bare spots (ranging in size from approx. 36 sf to 100 sf), repairing three areas with tire ruts, and repairing three small erosion areas. A quote from MCES was received to do this work and was estimated at \$2,368.00 based on 8 hours on-site and not-to-exceed \$4,144.00 should it take longer than 8 hours on-site, plus the actual cost of materials. The quote includes a backhoe, operator, rack truck, 1 laborer, hand tools and personal protective equipment. Unit rates for materials are given in the MCES quote. The materials for the landfill repairs (topsoil, seed, and erosion control blanket) are estimated at \$772.00.

The total cost for labor and equipment for repairing the gas vents and the landfill repairs is not to exceed \$7,059.00 plus the actual cost of materials. The estimated cost of material is \$972.00 to \$1,172.00.

Liz Rovers recommends that the work be awarded to MC Environmental Services (MCES). MCES has an existing contract with the Town for repairing other damaged gas vents earlier in the summer.

A motion was made by Councilman Vittengl and seconded by Councilman Prendergast to accept the proposal from MC Environmental Services (MCES) in an amount not to exceed \$8,300.00 for the total project to repair gas vents at the landfill and other landfill repairs as outlined in the quote and authorizing the Supervisor to sign an agreement with MCES for these services.

Roll call vote resulted as follows:

Councilman Prendergast	Yes
Councilman Vittengl	Yes

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Councilman Kusnierz	Yes
Councilwoman LeClair	Yes
Supervisor Jenkins	Yes

MOREAU EMERGENCY SQUAD CONTRACT CHECK DISCUSS

Supervisor Jenkins stated that a final check is due to the Moreau Emergency Squad under their contract by September 15th. Some of the records requested have not been given to the board. Fran Thibodeau, Principle Account Clerk, requested the records three weeks ago. Attorney Buettner notified their attorney that the records should be made available per their contract with the Town.

Supervisor Jenkins asked for a motion and second authorizing him to hold up the final payment pending review of the records requested per the contract.

A motion was made by Councilwoman LeClair and seconded by Councilman Prendergast authorizing the Supervisor to hold the check to the Moreau Emergency Squad until the records requested are made available per the contract.

Councilman Kusnierz stated that he received correspondence from the Moreau Emergency Squad's legal counsel who contends that the squad met the letter of the contract and it appears there is a difference in the legal interpretation of the contract between legal counsels for both parties. He is not willing to jeopardize the safety of the community and so he will be voting no.

A roll call vote resulted as follows:

Councilwoman LeClair	Yes
Councilman Prendergast	Yes
Councilman Kusnierz	No
Councilman Vittengl	Yes
Supervisor Jenkins	Yes

15 MINUTE PUBLIC COMMENT PERIOD

Terry Clark asked for instruction on how to read his water meter, because he doesn't trust anybody from the Town. He said it is sad that as a taxpayer he has to fight for compensation for damages done by a contractor the Town hired. He asked who the contractor was again.

Supervisor Jenkins told Terry Clark he knows who the contractor is.

A brief exchange ensued between Supervisor Jenkins and Terry Clark and Supervisor Jenkins asked Terry Clark if he wanted the information he asked for or not. Terry Clark replied yes go ahead. Supervisor Jenkins started to read off a date of 5/24/13 and that Water District 1 is read twice a year, when Terry Clark said he could read it and then took the paper from Supervisor Jenkins. He asked Supervisor Jenkins if he was sure of that date.

Supervisor Jenkins said they were going to request the engineer, at their expense, re-inspect every hook up.

Terry Clark said they should. He said the Town should have fired the contractor and not have allowed him to continue on with the project.

Supervisor Jenkins told Terry Clark that the Town Board has acknowledged in the past that he shouldn't have to suffer for this and that the three insurance companies are discussing it.

Reed Antis asked for an update on the forestry work that was going to be done in the Palmerton area.

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Councilman Vittengl replied that a forester surveyed the lot and there was a little bit of discrepancy with the State and that had to be corrected. They walked it several times to figure out the right way to open it up to develop the trails. They sent it out for bid and when the bids come back and one is awarded then the process will start and it will take about a year.

Reed Antis asked about the “old dump area”.

Councilman Vittengl replied that they will be working on grading the area this month and it will be inventoried and the layout designed so that it can go out to bid also.

Reed Antis asked about the pole barn for storage of equipment at the Rec. Park.

Councilman Vittengl said he had to reconfirm the foundation for the building and reconfirm the prices for the building itself and hopefully by the next meeting they will be able to move ahead with it.

Supervisor Jenkins said it depends on if the board wants to do that or not and how much money is left in the capital reserve fund.

Reed Antis asked about the new water meters that were put in Water District 1 and how much revenues have increased as the result. He recalled it being said there was 10 million gallons of water that was not being charged because of poor metering. He asked how much was gained by replacing the meters. Will it pay for the cost of the new meters?

Supervisor Jenkins stated that it is hard to tell. The income in Water District 1 is up substantially, but there are also a lot of new customers.

Reed Antis asked if the apartments on Sisson Road were resulting in more income or was it just that the old meters were registering poorly.

Supervisor Jenkins said he thought it was a combination of both. There are a lot of new hook ups plus we are getting better readings. The average life of a meter is 10 years for it to work properly.

Councilman Prendergast said clearly we were losing money.

Reed Antis said so it is likely the new meters will pay for themselves and it was a wise choice to buy the meters. He said he applauded this choice and said good job “Preston” and said “against the person who said no” he said he thinks they did the right thing.

Jesse Fish stated that the cost of the water meters for old Water District 1 was included in the new Water District 1 project. Since the new section of Water District 1 was going to have radio read meters installed it was decided to install radio read meters in the old section of Water District 1. It was found that there were discrepancies between the inside and outside readings on the old meters and he elaborated. The new meters give him a lot more information also.

Terry Clark asked if there is any way that Jesse Fish could bring a water meter to Supervisor Jenkins office one day this week so he could be shown how to read it.

Supervisor Jenkins said he doesn’t think he could read it as it is all electronic.

Jesse Fish said there should be a number right on top.

Terry Clark said to Jesse Fish “why don’t you bring one down and we’ll all get together, like guys should do, we’ll go over it and you can tell me how to read it”. He then asked if the Town has to bill him all in one shot.

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Supervisor Jenkins said they bill twice a year.

Terry Clark said the letter he got said he wasn't going to be charged any interest and Supervisor Jenkins agreed that he shouldn't be charged interest.

Terry Clark asked for a date and time when they could meet in the Supervisor's Office and he will bring a picture of his meter and they can go over this and they can give him a lesson on how to read it.

Supervisor Jenkins said Jesse Fish would have to be there and Terry Clark agreed and said any other board member could be there too.

Jesse Fish said anytime and said first thing tomorrow.

The Town Clerk stated that what is needed is the serial number off the meter.

Terry Clark asked why they don't all get together.

The Town Clerk stated that it is going to be electronically read so they need the meter serial number.

Terry Clark said he knew that, but he wants to learn how to read his own meter. He asked why they can't all get together. He said not tomorrow morning, but whenever they want to do it. He said Thursday or Friday. He said he doesn't want to hold the Town up from billing him, because he knows they want to get the bill out. Terry Clark said he could meet Thursday at 8:00 a.m. and Supervisor Jenkins said it was okay with him too.

Tom Speziale said he and his wife were at the August 6th workshop regarding rezoning of the R2 zone to allow chickens and a second workshop was mentioned. He wanted to know what their next step should be.

Supervisor Jenkins said if the board did hold another workshop they probably wouldn't accept public comments, because it would be a workshop for them to try and decide what course of action to take and how this could be done to protect the surrounding neighbors. At the end of the workshop if there is time public comment could be accepted. He said Councilman Kusnierz mentioned requiring a permit and having the neighbors sign off on it. He told Mr. & Mrs. Speziale that some people may not have the interest that they have in chickens and may get chickens and then not take care of them. It requires a serious commitment to have chickens.

Councilman Kusnierz asked if the board members received the various ordinances in New York State that he obtained for them. The board members acknowledged that they did. He said the immediate issue here is the citation that Mr. & Mrs. Speziale received. He said there is no place in the citation where it is spelled out that chickens are prohibited in an R2 zone. He asked Mr. & Mrs. Speziale if they are aware the citation still exists and Mr. & Mrs. Speziale said yes.

Supervisor Jenkins asked if the board members would be willing to let him ask the code enforcement officer to put a hold on this until they can resolve it. There were no objections raised.

Councilman Kusnierz said that there is no place in the zoning ordinance where chickens are listed as being prohibited.

Attorney Bitter said that as for the citation, one remedy would be for Mr. & Mrs. Speziale to appeal to the Zoning Board of Appeals if they feel that the citation was incorrect and this remedy is specified in the code. She stated that the R1 and R2 zoning regulations don't specify agriculture as a permitted use, but it is specified in an R3 through R5 zone. Agriculture is defined and Farming/Farms specify poultry as a permitted use with 5 acres or more.

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Councilman Kusnierz stated that there is a distinction between pets and production farming and agriculture.

Attorney Bitter stated again that the Zoning Board of Appeals may be a remedy. An official appeal to the Zoning Board of Appeals would stay the proceedings and citation.

Councilman Kusnierz asked Attorney Bitter if they should appeal and Attorney Bitter replied yes in order for them to exhaust all remedies.

Mr. & Mrs. Speziale said they talked to the zoning office about this and they were told to go across the hall to the Supervisor's Office.

Councilman Kusnierz told Mr. & Mrs. Speziale that what he was hearing tonight was that they should appeal to the Zoning Board of Appeals.

Supervisor Jenkins stated that it will take the Town Board time to work through the rezoning request.

Councilwoman LeClair asked if the board wanted to set another workshop and one was set for September 16th at 6:30 p.m.

David Johnson read from the Town's Right to Farm Law and said he was in attendance in support of chickens being allowed in an R2 zone. He said the statement he read in the Right to Farm Law was more of a spiritual statement rather than a policy. He said he read the codes thoroughly and he asked someone to tell him where it says that they can't have chickens.

Supervisor Jenkins replied that the R2 table of use regulations tells a person what is allowed in the R2 zone and every zoning district has a table of use regulations and each table tells people what is allowed in that zone. He said that chickens are allowed in the R3, R4 and R5 zones.

Dave Johnson said that agriculture is defined as an economic enterprise. These chickens are pets. He said the code doesn't read that he can have a dog or horse.

Supervisor Jenkins said they have already heard this argument and there is no reason to keep discussing it until a workshop is held.

COMMITTEE REPORTS

Councilwoman LeClair said she had a question about contacting Kost IT. They have not provided us with passwords or priority rights to the server in the municipal building so that in the event that a software company like BAS has to access the server they will be able to. There was an issue where they needed access for the Clerk's Office and Kost IT was not readily available to give them access to the server. Kost IT shouldn't have exclusive rights to this. The Supervisor's Office and Town Clerk's Office should have those passwords and priority rights.

Supervisor Jenkins said that isn't the point and it goes beyond that. Their reply to that was that we don't have anybody who can go on the server and do what needs to be done to change it.

Councilwoman LeClair said we aren't looking for it for that reason.

Supervisor Jenkins said if we aren't then what do we need it for.

Councilwoman LeClair replied, to let BAS onto the server when Kost IT is not available and to have access to the server.

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Supervisor Jenkins said if somebody wants to get on the server then we just have to notify Kost IT and they will allow it.

Councilwoman LeClair replied that Kost IT wasn't available at that time.

Supervisor Jenkins replied that he knows they weren't available at that time.

Supervisor Jenkins said they will give us the information if we want it, but he doesn't know what we would do with it as nobody in our Town can operate the server. Nobody has the ability.

Councilwoman LeClair stated that we paid a lot of money for it and we should have the passwords and priority rights on file just like we have the password on file for the Facebook account.

Supervisor Jenkins said if we get the information then we should lock it away some place so not just anybody can access it and Councilwoman LeClair replied absolutely.

The Town Clerk said the problem wasn't so much that she had to wait until Monday for Kost IT. It was more about the fact that 10 years ago there was a computer company who left Town overnight and took \$3,000.00 of the Town's money. If this company closes their doors tomorrow for whatever reason then nobody will be able to access to the server to run it. You bought and paid for this and there should be instructions on file so another company can come in and keep the server and computers up and running. They say that they aren't going to close their doors, but nobody can be sure of that today. They run the server and have 24/7 access to it. If they are gone then there will be no anti-virus software and she doesn't even know if the computers will run.

Supervisor Jenkins said he would contact them and discuss the issue with them.

The Town Clerk said she wanted to let the Town Board know this and if they choose to do nothing about it then fine, but she wanted them to know this.

Councilman Vittengl reported that a hold harmless agreement has been received from the rowing club. They are ready to start storing their sculls in the pump house area and they have to have a key to have access. Tim Johnston said that his staff would mow and weed whack the area. They will put a chain on the fenced in area. The next step is to get rid of the asbestos and lead based paint in the building.

Councilman Vittengl reported that the engineering has started on the feasibility of the bike trails.

Councilman Kusnierz reported that he heard back from the library on the trustee vacancy and since the term expires in December they are not going to appoint anyone for the unexpired term. There will be a name for the trustee slot on the ballot at the November election to vote on.

SUPERVISOR'S ITEMS

Supervisor Jenkins reported on a note received from Bob Bogdan thanking the Town for supporting the baseball camp. The turnout was better than last year and there was good parent participation. This was the 20th year for the camp and it was a success.

Supervisor Jenkins reported the National Honor Flight Network is offering a free Leather Stocking Flight on September 6 for World War 2 Veterans to Washington D.C. to visit the World War 2 Monument and it includes meals and maybe lodging. No cost to the veteran. Applications are available at the Saratoga County Municipal Building.

Supervisor Jenkins asked for a resolution from the Town Board in support of Saratoga County reinstating a \$500,000 line item in the county budget for the land conservation fund.

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A motion was made by Councilman Vittengl and seconded by Councilman Prendergast to support \$500,000 being included in the 2015 Budget for the County of Saratoga to restore funding for the land conservation program.

Roll call vote resulted as follows:

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

Councilwoman LeClair asked if they could get moving this fall on upgrading the building at the beach even if it doesn't get completed until spring, at least they could get started on it.

Councilman Vittengl asked if they should send out RFP's and Councilwoman LeClair said they need to decide what they want to do with it first.

Councilman Kusnierz asked if isn't the building on village property and Supervisor Jenkins replied yes.

Supervisor Jenkins stated that there is approximately \$97,000 in the town-wide capital Project fund and approximately \$87,000 in the recreation capital project fund. He said we don't need anything elaborate.

Councilwoman LeClair said something for storage and bathrooms.

Councilman Prendergast said all we need to do is improve the building that is there.

Councilman Vittengl suggested a meeting between himself, Councilwoman LeClair and Tim Johnston to come up with ideas and bring them back to the board.

Supervisor Jenkins stated that the legion field infield gets saturated and the water doesn't drain off very good. Some excavating and materials are needed. There is a good chance that more money will be coming into the recreation capital project fund from a new PUD that will be starting up next year.

Jesse Fish, Water Superintendent, asked if they could discuss in executive session the water usage of an unnamed water customer.

A motion was made by Councilman Vittengl and seconded by Councilman Prendergast to adjourn to executive session at 8:20 p.m. to discuss the water usage of an unnamed water customer.

Roll call vote resulted as follows:

Councilman Vittengl	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 Councilwoman LeClair and seconded by Councilman Prendergast to adjourn the executive session and re-open the regular meeting at 8:24 p.m.

A regular meeting of the Town Board of the Town of Moreau was held on August 12, 2014 in the Town of Moreau Municipal Building located at 351 Reynolds Road in the Town of Moreau, New York.

Roll call vote resulted as follows:

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

No action was taken in the executive session.

Discussion followed on White Birch Estates and their water usage and billings. Since they were hooked up to the water system there were about 20 mobile homes that were receiving water through a line that was not being metered. The owner of the mobile home park is being asked to install a meter pit and they don't want to do this. They want to reconfigure the lines in another manner. Discussion on how to handle this followed. It was the consensus of the board that the Supervisor should send White Birch Estates a letter telling them they have to correct this situation and give them a time limit to comply.

A motion was made by Councilwoman LeClair and seconded by Councilman Vittengl to adjourn the meeting at 8:30 p.m.

Roll call vote resulted as follows:

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

Meeting adjourned.

Respectfully submitted,

Jeanne Fleury
Town Clerk