

A regular meeting of the Town Board of the Town of Moreau was held on September 25, 2012 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

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

The Town Clerk called the roll.

Town Board Members Present

Robert J. Vittengl, Jr.	Councilman
Gina LeClair	Councilwoman
Preston Jenkins	Supervisor

Town Board Members Absent

Todd Kusnierz	Councilman
Bob Prendergast	Councilman

Also Present: Jeanne Fleury, Town Clerk; Karla Buettner, Attorney for the Town; Peggy Jenkins, Assessor; Steve Gram, Recreation Director; Jeff McCabe, Town Justice; Tim Alden, Town Justice; Garry Robinson, Engineer for the Town; Reed Antis, Planning Board Alternate Member and Town Resident; Danielle Bourdeau, Town Resident and Board Member for South Glens Falls Girl's Softball; Town Residents: Ann Minnick, Madeline Duxbury, Mark Harrington, Angela Wadsworth

Supervisor Jenkins led the Pledge of Allegiance.

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

MINUTES

The minutes from the September 11th Town Board Meeting were prepared and distributed to the Town Board in advance of the meeting for their review, comment, correction and approval.

MINUTES – SEPTEMBER 11, 2012 – REGULAR TOWN BOARD MEETING

No comments or corrections.

A motion was made by Councilwoman LeClair and seconded by Councilman Vittengl to approve the minutes of September 11th as prepared.

Roll call vote resulted as follows:

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

MEETINGS/WORKSHOPS SCHEDULED

The regular meetings of the Town Board in October will be held on October 16th and 30th starting at 7:00 p.m. in Town Hall rather than the normal 2nd and 4th Tuesday of the month.

The month-end audit meeting of the Town Board will be held on October 30th starting at 6:30 p.m. in Town Hall.

A Town Board Workshop re: cemeteries in Moreau will be held on October 18th starting at 7:00 p.m. in Town Hall.

A regular meeting of the Town Board of the Town of Moreau was held on September 25, 2012 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

A budget workshop will be held by the Town Board on October 23rd starting at 6:00 p.m. in Town Hall at which time the Town Board will discuss the court budget followed by the highway budget at 7:00 p.m. and the Fire Company budget at 9:00 p.m.

15 MINUTE PUBLIC COMMENT PERIOD

Mark Harrington who resides at 19 Kimberly Lane requested that the Town Board restore his yard and driveway back to the condition it was in before the water lines were installed through his development four years ago. In Mr. Harrington's terms, his driveway was not padded back out to the road and it was pitched wrong so the driveway floods every year. He has asked for restoration to be done many times over the years. He stated that Steve Gram who resides at 23 Kimberly Lane recently had a drain installed on his property, because his yard floods. He has been there two years and Mr. Harrington has lived on Kimberly Lane 17 years. He said he thought he was entitled to have his property and driveway restored. Mr. Harrington said that Paul Joseph, Jesse Fish and Supervisor Jenkins have all been to his property to look at the problem. He said even the late Steve Barody before he passed away was down to look at his property. Paul Joseph told him that there was nothing he could do until he got an okay from the Water Department. Jesse Fish came to Mr. Harrington's house and left a note saying that he had to get inside to read the water meter as the outside remote is not working. Mr. Harrington said he told Jesse Fish that the outside remote will work when he turns it on. He is not using the Town's water until the Town fixes his property and driveway and he told the Town this, four years ago.

Supervisor Jenkins told Mr. Harrington that he would take a look at it again with Paul Joseph next week. The Town Board would have to make the final decision.

Angela Wadsworth stated that her side yard has been fixed and it has helped with the water problem she has been encountering. She asked when the Town's engineer is going to be at a meeting so he could address her other concerns relating to the water project.

Supervisor Jenkins advised that the engineer will be in Town tomorrow and he would arrange for him to meet with her.

Angela Wadsworth stated that she received her water bill and it reads that the billing period is from January to September. Her water was hooked up in late March.

The Town Clerk advised that the billing period on the bill is standard language for all accounts and it cannot be changed to read the actual date when each house was hooked up to the water system. The usage on her bill is from the date of hook up until the billing date.

Angela Wadsworth thought her bill was high at around \$150.00 when her neighbor's bill was half of that.

Supervisor Jenkins said he would have Jesse Fish talk to her about the amount of the bill.

LORI PIKE PROCLAMATION

Lori Pike retired from her position as Court Clerk after 21 years of service. A Proclamation has been prepared that will be presented to Ms. Pike.

Tim Alden, Town Justice, stated that he was privileged to have worked with Lori Pike for the past 21 years. He said that his private practice is very busy and he wouldn't be here today without Lori's help. He said that she has been an exemplary, loyal, Court Clerk. He said that Lori was instrumental in implementing the SEI Court Program and she has trained numerous clerks. Her retirement is a great loss to the Town.

The Town Clerk read the Proclamation.

A motion was made by Councilwoman LeClair and seconded by Councilman Vittengl to adopt the following Proclamation:

A regular meeting of the Town Board of the Town of Moreau was held on September 25, 2012 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

WHEREAS, Lori Pike, Sr. Court Clerk for the Town of Moreau, and the Town of Moreau Justice Court recently announced her retirement; and

WHEREAS, Lori Pike has been employed by the Town of Moreau for a period of twenty one years; and

WHEREAS, Lori Pike was instrumental in the improvement of the Court Computer Programs, specifically the implementation of the SEI Court Management Program, and

WHEREAS, Lori Pike during her long employment with the Town of Moreau exhibited the qualities of an exemplary Court Clerk and employee, and

WHEREAS, Lori Pike has during her employment demonstrated loyal, professional and caring service through her duties as Sr. Court Clerk; and

NOW, THEREFORE, BE IT RESOLVED, that the Town of Moreau Town Board wishes to recognize Lori Pike for her dedication and professional service to the Town of Moreau and in particular, the Town of Moreau Justice Court and wishes her a lengthy and healthy retirement.

Roll call vote resulted as follows:

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

JCAP GRANT

Jeff McCabe, Town Justice, stated that over the years the Town has received about \$25,000.00 to \$30,000.00 in grant money through the JCAP Grant Program. Another grant application has been prepared and the Town Board is being asked to authorize the submission of the grant and for the Supervisor to sign same. The grant application is in the amount of \$5,602.48 and is for filing cabinets, a photo copier, flags, judicial robe and chairs. Judge McCabe also noted that the JCAP Grant program offers the chance for the Town to apply for assistance up to \$30,000.00 for construction and he will strive diligently to get funding for the new municipal complex for things such as a new bench for the court room/board meeting room.

A motion was made by Councilwoman LeClair and seconded by Councilman Vittengl authorizing the Supervisor to sign the JCAP and for the submission of the JCAP grant application.

Roll call vote resulted as follows:

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

AUTHORIZE GARRY ROBINSON TO BE INSPECTOR ON BURT ROAD CULVERT PROJECT

A motion was made by Councilman Vittengl and seconded by Councilwoman LeClair authorizing Garry Robinson to be the inspector on the Burt Road culvert project at his hourly rate of \$85.00 per hour.

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Roll call vote resulted as follows:

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

AUTHORIZE EDP TO BE INSPECTOR ON MUNICIPAL COMPLEX CAPITAL PROJECT

A motion was made by Councilwoman LeClair and seconded by Councilman Vittengl authorizing EDP to be the inspector on the municipal complex capital project at their hourly rate of ~~85.00~~ **\$80.00** per hour and up to amount not to exceed \$75,000.00. **[Amended 10/16/12 jf]**

Roll call vote resulted as follows:

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

DISCUSS PROPOSAL FOR RESTORATION OF VETERAN'S MEMORIAL PARK AT FIFTH STREET AND FERRY BLVD.

The Village of South Glens Falls submitted a proposal to the Town outlining restoration work they want to do to the Veteran's Memorial Park at the intersection of Fifth Street and Ferry Blvd. in the Village of South Glens Falls. The proposal calls for new flags and flag poles, outdoor benches (the benches will be dedicated memorials and paid for by families or individuals requesting the memorial at a cost of \$300.00 per bench), outdoor trash receptacles and lighting. The proposed work also includes making six of the park entrances A.D.A compliant, underground wiring, new signs, extension of stage area, professional cleaning of memorial stones, planting of a maple tree and relocation of shrubs behind the stage area to make room for flag poles and an architectural fence behind the stage. The estimated cost is \$42,800.00. The park was last worked on in 1972. The Village of South Glens Falls is asking the Town of Moreau to contribute towards the cost of restoration.

Supervisor Jenkins stated that there is money in the Town-Wide Recreational Capital Project Fund and he suggested contributing \$5,000.00 to \$10,000.00.

Councilwoman LeClair stated that the park is used regularly. There are frequently children playing in the park and people sitting on the benches.

A motion was made by Councilman Vittengl and seconded by Councilwoman LeClair authorizing the participation of the Town of Moreau in a joint venture with the Village of South Glens Falls by way of a contribution in the amount of \$10,000.00 out of the Town-Wide Recreational Capital Project Fund.

Roll call vote resulted as follows:

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

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15 WOODLAWN AVENUE

Supervisor Jenkins stated that a resolution was before the board for their consideration. If the board decides to act on this resolution at this meeting then the second step would be for the board to authorize RFP's to be sent out for an asbestos survey. Once the survey is done and it is determined that asbestos is not present then demolition of the building could proceed. The cost of the asbestos survey and demolition would be a lien on the property.

A motion was made by Councilwoman LeClair and seconded by Councilman Vittengl to adopt the following resolution that was read aloud by the Town Clerk:

WHEREAS, JEANNE CARR is the sole-surviving heir and distributee of CHARLES CAPUTO, former owner of the premises known as 15 Woodlawn Avenue (the "subject premises") and

WHEREAS, on February 24, 2011, a fire broke out at the subject premises, resulting in the death of CHARLES CAPUTO and significant damage to the subject premises, and

WHEREAS, as the sole-surviving heir and distributee of CHARLES CAPUTO, JEANNE CARR is the present owner of the subject premises by operation of law, and

WHEREAS, the Town Code Enforcement Officer/Building Inspector F. Joseph Patricke ("CEO") has inspected and determined that the building located at 15 Woodlawn Avenue, Town of Moreau, New York, is unsafe and should be demolished and removed as set forth in Sections 74-9 "Unsafe Buildings and Structures" and 74-15 "Violations" of the Town Code of the Town of Moreau, and

WHEREAS, by letter dated August 15, 2012, JEANNE CARR was notified pursuant to Town Law 130(16) that the subject premises was determined to be in violation of Sections 74-9 "Unsafe Buildings and Structures" and 74-15 "Violations" of the Town Code of the Town of Moreau and was an unsafe building and structure and should be demolished and removed, and

WHEREAS, in the letter dated August 15, 2012, JEANNE CARR was given notice and the opportunity to perform such actions that would make the premises safe and secure or remove the building or structure within thirty (30) days, and

WHEREAS, in the letter dated August 15, 2012, JEANNE CARR was informed that in the event the premises were not safe, secure or the building not removed within that time period, the Town would cause its removal and all costs and expenses incurred by the Town in connection with the proceedings to remove or secure the property and building, including the actual costs of removal, will be assessed as a lien against the property, and

WHEREAS, in the letter dated August 15, 2012, JEANNE CARR was given notice of a hearing to take place on September 11, 2012, pursuant to Town Law 130(16), and

WHEREAS, upon request of JEANNE CARR's legal counsel, the hearing was adjourned to take place on September 25, 2012, more than thirty(30) days after notice of the hearing was sent, and

WHEREAS, the Town Board did discuss the status of the property in public session during the Board's regularly scheduled meeting on September 25, 2012, in the Town Hall, Town of Moreau, New York, at which time all interested persons were allowed to speak, and

WHEREAS, JEANNE CARR failed to attend the hearing, although she was duly noticed thereof; and

WHEREAS, as of the date of this resolution, the building has not been removed or demolished, and

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WHEREAS, due deliberation was held hereon, it is hereby

RESOLVED AND DETERMINED, that the Town Board confirms the findings of the CEO that the building located at 15 Woodlawn Avenue, Town of Moreau, New York, is unsafe as defined in Sections 74-9 "Unsafe Buildings and Structures" and 74-15 "Violations" of the Town Code of the Town of Moreau and should be demolished and removed; and it is further

RESOLVED AND DETERMINED, that the building has become unsafe due to the fire that occurred on February 24, 2012, has been vacant since February 24, 2012, and has been internally accessible to the public. The building serves as an attractive nuisance for children who may be injured therein and poses a danger to neighboring properties and passerbys; and it is further

RESOLVED AND DETERMINED, that pursuant to Town Law 130(16), in conjunction with Sections 74-9 "Unsafe Buildings and Structures" and 74-15 "Violations" of the Town Code of the Town of Moreau, that in light of the safety and public health concerns at the subject premises, the Code Enforcement Officer/Building Inspector or his agents are authorized to enter upon the subject premises and suppress or remove such nuisance, condition or other matter including securing the premises so the problem does not reoccur; and it is further

RESOLVED AND DETERMINED, that in the event the building is determined to contain asbestos after the conduction of an asbestos survey as set forth in Part 56 of Title 12 of the New York Code of Rules and Regulations, the building shall be demolished and removed according to all applicable laws and regulations relating thereto.

RESOLVED AND DETERMINED, that the demolition and removal of such building shall commence within twenty (20) days of this resolution and shall be completed within thirty (30) days thereafter; and it is further

RESOLVED AND DETERMINED, that the expense of demolition and removal of the building paid by the owner of the property and should this cost be initially borne by the Town of Moreau, the costs shall be recovered and paid in accordance with Section 130(16) of the Town Law.

Roll call vote resulted as follows:

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

A motion was made by Councilwoman LeClair and seconded by Councilman Vittengl authorizing RFP's to be sent out for an asbestos survey on the 15 Woodlawn Avenue property.

Roll call vote resulted as follows:

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

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HIGHWAY DEPARTMENT REQUESTS

Paul Joseph, Highway Superintendent, submitted a memo to the Town Board dated September 18, 2012 indicating that he would be unable to attend this meeting as he was having minor surgery on this date. He asked in the memo that if the board members had any questions regarding his requests that they call him no later than September 24th.

The highway superintendent submitted a request to purchase topsoil at an amount not to exceed \$1,000.00 out of account DB5110.493 that had a balance of \$1,865.02 as of 9/19/12. The topsoil will be used in paving projects.

The following quotes were obtained:

Cranesville Aggregate	\$15.00 per ton
Jenkinsville Sand & Gravel	\$20.00 per ton
The Realbark Mulch	\$20.00 per ton

A motion was made by Councilman Vittengl and seconded by Councilwoman LeClair authorizing the purchase of topsoil from Cranenville Aggregate at \$15.00 per ton for a cost not to exceed \$1,000.00.

Roll call vote resulted as follows:

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

The highway superintendent submitted a request to purchase two front steering tires for the Mack Tractor including dismounting and mounting out of account DB5130.405 that had a balance of \$15,456.04 as of 9/1/12. The request noted that there was money budgeted for this purchase in the 2012 Budget and that there is no casing credits allowed on steering tires.

The following quotes were received:

Adirondack Tire Center	\$811.18
Warren Tire	\$795.08
GCR Tire Center	\$826.44

A motion was made by Councilwoman LeClair and seconded by Councilman Vittengl authorizing the purchase of two front steering tires for the Mack Tractor in the highway department from Warren Tire at a cost not to exceed \$795.08 including dismount and mounting.

Roll call vote resulted as follows:

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

The highway superintendent submitted a request to purchase two rear tires for the #24 Mack Tractor including dismounting and mounting out of account DB5130.405 that had a balance of \$15,456.04 as of 9/1/12. The request noted that casing credit can be applied against future orders.

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The following quotes were received:

Adirondack Tire Center	\$849.00 (\$20.00 credit for casings on next purchase)
Warren Tire	\$848.92 (No credit for casings)
GCR Tire Center	\$864.78

The recommendation from the highway superintendent is to purchase the tires from Adirondack Tire. Their quote was only 8 cents more and they allow a \$20.00 credit for casings on the next purchase and Warren Tire does not.

A motion was made by Councilwoman LeClair and seconded by Councilman Vittengl authorizing the purchase of two rear tires for the #24 Mack Tractor in the highway department from Adirondack Tire at a cost not to exceed \$849.00 including dismount and mounting.

Roll call vote resulted as follows:

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

A request was received from the highway superintendent to transfer funds in the amount of \$2,591.81 from account DB5112.493.4 (blacktop) into DB5110.494 (~~Culverts~~) **(Guide Rails)**. **[Amended 10/16/12 jf]**

Account DB5112.493.4 will have a balance of approx. \$75,000.00 remaining after the purchase of asphalt to cover the roads submitted and approved to be paved at the July 16th meeting.

Account DB5110.494 has a budgeted balance of \$11,000.00. I am looking to replace the outdated guide wire on the west side of Old West Road near the Northway overpass. The guide rail material will be covered under Saratoga County Contract #12-PWUGR-36R.

A motion was made by Councilwoman LeClair and seconded by Councilman Vittengl authorizing the transfer of \$2,591.81 from account DB5112.493.4 into account DB5110.494.

Roll call vote resulted as follows:

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

The highway superintendent submitted a request to purchase and install two runs of box beam guide rail and posts on the west side of the Northway overpass on Old West Road. This purchase would be made out of account DB5110.494 that had a balance of \$11,000.00 as of 9/17/12 before the transfer authorized above is made. This purchase would also be made under Saratoga County Contract #12-PWUGR-36R.

The following quote was obtained:

T.C.B.R. (Town & County Bridge and Rail)	\$13,591.81
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A motion was made by Councilwoman LeClair and seconded by Councilman Vittengl authorizing the purchase of and installation of two runs of box beam guide rail and posts on west side of the Northway overpass on Old West Road from T.C.B. R. at a cost not to exceed \$13,591.81 under Saratoga County Contract #12-PWUGR-36R.

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Roll call vote resulted as follows:

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

RECREATION DEPARTMENT REQUESTS

A motion was made by Councilwoman LeClair and seconded by Councilman Vittengl authorizing the Supervisor to sign the New York State Softball Tournament Bid Proposal.

Roll call vote resulted as follows:

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

The recreation director obtained the following quotes for playground equipment:

Miracle Recreation Equipment co.	\$11,602.29 plus \$3,261.75 for installation (Option #1) \$15,296.65 plus \$4,135.75 for installation (Option #2)
Game Time	\$13,640.96 plus installation
Enviroplay	\$12,876.00 plus \$1,740.00 for installation \$11,366.00 plus \$1,705.00 for installation
BCI Burke Company LLC	No price submitted
Garden Time	No price submitted

This purchase would be made out of the grant money the South Glens Falls Central School District received.

Another quote was submitted in the amount of \$933.10 from Miracle Recreation for the purchase of playground equipment called a rodeo horse. This purchase would be paid for out of account A7140.4 that had a balance of \$22,337.64 as of 9/7/12.

Following discussion on these quotes the following action was taken (the full context of the discussion can be heard on the audio of the meeting on the Town's website at www.townofmoreau.org):

A motion was made by Councilman Vittengl and seconded by Councilwoman LeClair authorizing the purchase of playground equipment from Miracle Recreation Equipment Co. at a cost not to exceed \$11,602.29 plus freight.

Roll call vote resulted as follows:

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

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A motion was made by Councilwoman LeClair and seconded by Councilman Vittengl authorizing the purchase of playground equipment from Little Tykes at a cost not to exceed \$3,038.00 plus shipping and handling and the purchase of playground equipment from ~~Miracle Recreation Equipment Co.~~ **Little Tykes** at a cost not to exceed \$1,330.00 plus shipping and handling and the purchase of playground equipment from Miracle Recreation Equipment Co. at a cost not to exceed \$912.00 plus shipping and handling.

[Amended 10/16/12 jf]

Roll call vote resulted as follows:

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

WATER DEPARTMENT REQUESTS

None

DCO REQUEST TO PURCHASE CLOTHING

The dog control officer submitted a list of clothing that he wanted to purchase along with a case for his cell phone and a flashlight. He obtained a quote from the Safety Wear House. He also requested that he be authorized to purchase a badge distinguishing him as DCO.

Supervisor Jenkins stated that he wanted the board to table this request. He wanted to discuss with the board in executive session at the end of the meeting the DCO's work activity issues.

ASSESSOR'S REQUEST

The assessor requested permission to attend the New York State Assessors' Association Annual Fall Conference, October 1-3, in Lake Placid in order to obtain needed credits and for all expenses incurred that are not reimbursed by the State of New York to be a proper town charge.

No estimate of expenses was submitted.

A motion was made by Councilman Vittengl and seconded by Councilwoman LeClair authorizing the assessor to attend the New York State Assessors' Association Annual Fall Conference, October 1-3, in Lake Placid and for all necessary expenses that are not reimbursed by the State of New York to be a proper town charge.

Roll call vote resulted as follows:

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

RFP'S FOR EMS

Supervisor Jenkins asked the board members present if they wanted to send out RFP's for emergency medical services. He spoke with the Supervisor for the Town of Greenfield and the Town of Greenfield is using a commercial service and the cost is \$50,000.00 a year. He said that he could get together with the attorney for the Town and come up with language for an RFP and said that an RFP would be sent to the Moreau Emergency Squad. He said that the board, in his opinion, needs as much information as possible in order to make the best decision for the Town's citizens.

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A motion was made by Councilwoman LeClair and seconded by Councilman Vittengl authorizing RFP's to be sent out for emergency medical services.

Roll call vote resulted as follows:

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

FARMLAND PROTECTION PLAN

Some time ago the Town applied for funding through a Farmland Protection Grant and the Town was recently awarded a \$25,000.00 grant for farmland protection. The original grant was prepared by Chazen and they are listed as the principal contact on the grant application. Supervisor Jenkins said he would like the board to authorize Chazen to be reassigned to oversee this grant and authorize him to accept the grant. Supervisor Jenkins advised that the Town would have to pay out \$2,050.00 plus in-kind services.

A motion was made by Councilman Vittengl and seconded by Councilwoman LeClair authorizing the Supervisor to sign for acceptance of the grant.

Roll call vote resulted as follows:

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

A motion was made by Councilman Vittengl and seconded by Councilwoman LeClair authorizing the Supervisor to re-engage the services of Chazen to oversee the Farmland Protection Grant.

Roll call vote resulted as follows:

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

15 MINUTE PUBLIC COMMENT PERIOD

Reed Antis stated that there are still no signs up for the electronic recycling bin at the Transfer Station.

Supervisor Jenkins said he sent a letter last week.

Reed Antis asked where the formation of a Recreation Committee was at.

Supervisor Jenkins and Councilwoman LeClair replied that only two people applied to serve on the committee.

Reed Antis asked if the skating equipment at the Rec. Park was outside all summer.

Supervisor Jenkins replied that it was outside, but covered and protected.

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Reed Antis asked if the Town was still going to collect school taxes next year.

The Town Clerk replied that there is a rumor going around that the school district may go to an alternative method of collection next year, but she contacted the clerk at the school district and was told that the Board of Education is discussing it, but they have not come to any decision yet.

Reed Antis asked if Councilman Prendergast informed everyone that he wasn't going to be at the meeting.

Supervisor Jenkins replied that he did, in fact, he mentioned it at the last meeting and Councilman Kusnierz advised that he would be late to the meeting or possibly not be able to attend at all.

Reed Antis mentioned the condition of the house across the street from the Moreau Elementary School and asked if the Town planned to do anything about it or does the Town have to wait for a nuisance law to be adopted. He said it is probably one of the oldest houses in the Town.

Supervisor Jenkins replied that it is a difficult issue and he doesn't know what the board can do. He said there was a three page resolution just read about the 15 Woodlawn property and that shows the lengths the Town has to go through to get a problem like this corrected.

Madeline Duxbury asked if the board was thinking about adopting a nuisance law.

Supervisor Jenkins said he has read three laws from other communities and thought that the Town's law would be similar. He said he could try and schedule a workshop on developing a nuisance law at the meeting on October 16th.

Angela Wadsworth spoke about how she wasn't given 30 days notice before Town Officials entered her property and how she is still without a fence. She wanted to know why she wasn't given notice, but the Town had to give notice to the owner of 15 Woodlawn.

Supervisor Jenkins stated that there is a difference in that the Town is considering demolishing the building at 15 Woodlawn and in the case of Angela's property the dispute was over boundary lines.

Discussion followed between Angela Wadsworth and Supervisor Jenkins and Attorney Buettner over the fence issue that Angela Wadsworth brought up at this meeting and previous meetings. The full context of this discussion can be heard on the audio of the meeting on the Town's website at www.townofmoreau.org.

Danielle Bourdeau advised the board that her last day as a board member for the South Glens Falls Girl's Softball was September 30th. She thanked the Town Board and the Rec. Staff for all their hard work and said she was very appreciative of all the help that was given to her and the Girl's Softball.

Councilwoman LeClair said she wanted to thank Danielle Bourdeau for the countless hours she has put in as a board member for the South Glens Falls Girl's Softball over the past seven years.

COMMITTEE REPORTS

Councilwoman LeClair reported on Moreau Fun Days. The first two years Mary Meade took on the responsibility of the fundraising for Moreau Fun Days she raised between \$8,000.00 and \$10,000.00. She could no longer do this so the Moreau Community Center took over the fund raising for Moreau Fun Days and last year they made a couple of hundred dollars. This year with the rain they had a financial loss. The Moreau Community Center said they cannot afford a financial loss again. Councilwoman LeClair said she sent out a notice to each of the committee members and asked if they know of anyone who would want to take over the financial responsibility and she hasn't received a response yet. Right now, we may not have a Moreau Fun Days next year unless we can find someone to take over the financial obligation.

A regular meeting of the Town Board of the Town of Moreau was held on September 25, 2012 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

Supervisor Jenkins stated that maybe the board can budget funds for this in the 2013 Budget, if we can find somebody to work with us on this event.

Councilwoman LeClair stated that the fireworks cost \$5,000.00 and normally we get funding from the Saratoga County Youth Bureau in the amount of \$2,000.00 and we didn't get this funding this year.

Councilwoman LeClair stated that the Conservation Committee will be meeting in October and they have gathered information on where people can dispose of electronics and they hope to put out a flyer.

Councilwoman LeClair stated she hoped that the board would allow letters to go out to some of the Conservation Committee Members who haven't participated in the meetings, but who haven't stepped down so that they could recruit some new members.

SUPERVISOR'S ITEMS

There is a seminar on personnel and ethics sponsored by the Association of Towns in Syracuse on November 2nd and Newburg on November 8th. The registration fee is \$75.00 plus travel expenses and maybe one night lodging. Councilwoman LeClair expressed interest in attending.

A motion was made by Councilman Vittengl and seconded by Councilwoman LeClair authorizing Councilwoman LeClair to attend the seminar and for the registration fee, travel fees, lodging and all necessary expenses to be a proper town charge.

Roll call vote resulted as follows:

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

A motion was made by Councilwoman LeClair and seconded by Councilman Vittengl to adjourn to executive session at 8:35 p.m. to discuss the employment history/performance of a particular unnamed employee(s), contract negotiations with an unnamed party, discuss negotiations under the Taylor Law with the CSEA Local and to discuss an interest in the industrial park from a waste energy facility.

Roll call vote resulted as follows:

Councilwoman LeClair	Yes
Councilman Kusnierz	Absent
Councilman Vittengl	Yes
Councilman Prendergast	Absent
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 Vittengl to adjourn the executive session at 9:56 p.m. and re-open the regular meeting.

Roll call vote resulted as follows:

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

A regular meeting of the Town Board of the Town of Moreau was held on September 25, 2012 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

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

A motion was made by Councilman Vittengl and seconded by Councilwoman LeClair to adjourn the regular meeting at 9:57 p.m.

Roll call vote resulted as follows:

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

Meeting adjourned.

Respectfully submitted,

Jeanne Fleury
Town Clerk