

A regular meeting of the Town Board of the Town of Moreau was held on September 10, 2019 in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, NY.

The Supervisor called the meeting to order at 7:05 p.m.

The Deputy Town Clerk called the Roll.

#### **Town Board Members Present**

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

**Also present:** Tammy Daley; Deputy Town Clerk; Karla Buettner, Attorney for the Town; Paul Joseph, Highway Superintendent; Jesse Fish, Water Superintendent; Kathleen More, Post Star Reporter; Reed Antis, Planning Board Member and Town resident; Town residents Marianne Hodgson, and Chuck Hodgson.

The Supervisor led the Pledge of Allegiance.

#### **APPROVAL OF MINUTES**

The minutes from August 27, 2019, (3) three sets were prepared and presented to the Town Board prior to the meeting for their review, comment, correction, and approval.

#### **Resolution #2019-334**

A motion was made by Councilman Noonan, seconded by Councilman VanTassel and carried, to approve the minutes from August 27, 2019 (3) three sets as prepared.

Roll call vote resulted as follows:

Councilman Hogan	Yes
Councilman VanTassel	Yes
Councilwoman LeClair	Abstain
Councilman Noonan	Yes
Supervisor Kusnierz	Yes

#### **SET FUTURE MEETINGS AND WORKSHOPS**

Supervisor Kusnierz stated that our Engineer has asked if the Town Board would move the bid opening date for the new Town Highway Garage roof replacement to October 4<sup>th</sup> 2019. He believes it would help in the number of bids that we would receive.

#### **Resolution #2019-335**

A motion was made by Councilwoman LeClair, seconded by Councilman Noonan, and carried, to move the bid opening for the roof replacement of the Town Highway Garage to October 4<sup>th</sup> 2019.

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

Councilman Hogan	Yes
Councilman VanTassel	Yes
Councilwoman LeClair	Yes
Councilman Noonan	Yes
Supervisor Kusnierz	Yes

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Supervisor Kusnierz also stated that Jim Martin, the Zoning Administrator has asked to schedule a workshop for the purpose of discussing the Zoning in the Town of Moreau. The workshop will be on October 3<sup>rd</sup> 2019 at 6:30 p.m. They will also be inviting the Zoning Board and the Planning Board.

### **TOWN BANKING**

Supervisor Kusnierz stated that the Town uses Glens Falls National Bank for the Town's banking needs. He stated Jeffrey Cruz, Principal Account Clerk and himself had met with Glens Falls National bank, and there would be a few changes made to the contract. The dates of the contract would now be from October 1st 2019 to December 31st 2020. Also the bank has changed their software. The bank can now compute the compensated balance on a daily basis. In the past it was done on an annual basis, and a certain amount of funds had to be kept in there to take advantage of the programs that they offer. The previous number we had in there was \$900,000 from the Landfill fund. This allowed the Town to make investments with CD's to get a better rate of return on some of our accounts. The new compensated balance with the change is to keep in there \$1.1 million dollars. He stated that it gives us access to higher earnings. The increase in the interest would go from .5% to 1.25%. This would give a significant increase in the earnings we make in interest. The Supervisor stated the only downside with this program is the Town would have to pay for the checks.

### **Resolution #2019-336**

A motion was made by Councilman Vantassel, seconded by Councilman Noonan and carried, to accept Glens Falls National Bank as the bank for the Town of Moreau. This would start October 1st 2019 and end on December 31st 2020.

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

Councilman Hogan	Yes
Councilman VanTassel	Yes
Councilwoman LeClair	Yes
Councilman Noonan	Yes
Supervisor Kusnierz	Yes

### **Resolution #2019-337**

A motion was made by Councilman Noonan, seconded by Councilwoman LeClair and carried, to have the Principal Account Clerk order the Town's checking account supplies from Safeguard.

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

Councilman Hogan	Yes
Councilman VanTassel	Yes
Councilwoman LeClair	Yes
Councilman Noonan	Yes
Supervisor Kusnierz	Yes

### **RECREATION DEPARTMENT**

### **Resolution #2019-338**

A motion was made by Councilman VanTassel, seconded by Councilwoman LeClair and carried, to authorize Supervisor Kusnierz to sign the contract for Thompson- Fleming to be the land surveyor for the Universal Playground.

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

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Councilman Hogan	Yes
Councilman VanTassel	Yes
Councilwoman LeClair	Yes
Councilman Noonan	Yes
Supervisor Kusnierz	Yes

### **Resolution #2019-339**

A motion was made by Councilman VanTassel, seconded by Councilwoman LeClair and carried, to change some verbiage on previous resolution #2019-317. It will now say, pay the basketball director and the student assistants per the rate schedule in the proposal under the weekly rate.

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

Councilman Hogan	Yes
Councilman VanTassel	Yes
Councilwoman LeClair	Yes
Councilman Noonan	Yes
Supervisor Kusnierz	Yes

Supervisor Kusnierz stated that he will get the Town Board members a copy of the 2020 Girls Softball Contract, which the Recreation Director Pete has been working on. It includes a few new policies, one being Department of Health Permits for the concession stands. Also Councilman Hogan will be reaching out to the Girls Softball, letting them know about pricing and paying the additional fees for the Tournament that was held at the Recreation Park.

### **VOLUNTEER POLICY AND PROCEDURES**

Supervisor Kusnierz stated that the Recreation Director had put together a recommendation for the use of volunteers for Recreation projects or any other projects that the Town may need volunteers for. He stated he would like the Board to review it, make any changes they want to suggest, or decide if this is something they want to have a policy for. Councilman Hogan stated he liked the idea of the policy.

### **TRANSFER STATION**

Supervisor Kusnierz stated that he has spoken to Councilman Hogan and Mr. Monsour from the Transfer Station regarding the brush situation at the Transfer Station. In the past, someone has come in and done the grinding. He stated some of the Board members want to have the Town employees utilize the chipper, which was purchased years ago for the purpose of maintaining brush control that comes in at the Transfer Station. He stated there is one quote for \$5,000, but would like to have additional quotes before taking action. Councilman Hogan stated that he is waiting for a quote.

Councilman Noonan asked if there was too much brush there for the chipper to handle at this time. Councilman Hogan stated that it was his understanding that the brush has built up so much that it is overwhelming for one or two people to be dealing with. He believes that if they have the equipment, they could schedule people to do this on Wednesday's when the Transfer Station is closed. Doing it this way could keep up with it as it comes in.

Highway Superintendent, Paul Joseph stated the Town Board sold that chipper to the Recreation Department for \$3.00. So the Recreation Department owns it. He also stated that the Village of South Glens Falls brings in 15-20 dump truck loads of brush every 1 to 2 months. Councilman Hogan stated that he didn't know the Recreation Department owned the chipper. Paul Joseph stated that they did that because of Boces clearing at the Recreation Park, and they didn't have a chipper. Supervisor Kusnierz stated that he was in agreement to have the Transfer Station use the chipper. He stated they can use the chips for projects along the river. This item was tabled until they get more information.

### **COURT REQUESTS**

A regular meeting of the Town Board of the Town of Moreau was held on September 10, 2019 in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, NY.

Supervisor Kusnierz stated that Judge McCabe has requested that they need another vehicle for the Court Clerks to attend the New York State Court Clerks Convention. One of the Clerks has to attend a day earlier, so they can't share a vehicle. He is requesting an additional amount of \$176.36 to be added to the prior request for mileage round-trip.

#### **Resolution 2019-340**

A motion was made by Councilman Noonan, seconded by Councilwoman LeClair, and carried to add \$176.36 to the prior request for Court Clerks to attend the New York State Court Clerks Convention September 29<sup>th</sup> 2019 thru October 2<sup>nd</sup> 2019.

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

Councilman Hogan	Yes
Councilman VanTassel	Yes
Councilwoman LeClair	Yes
Councilman Noonan	Yes
Supervisor Kusnierz	Yes

#### **HIGHWAY DEPARTMENT**

#### **Resolution 2019-341**

A motion was made by Councilman VanTassel, seconded by Councilwoman LeClair, and carried, authorizing Highway Clerk, Maureen Leerkes and Building Inspector, Matthew Dreimiller to attend the Inter-Municipal Storm Water Management Program. This will be held on October 17<sup>th</sup> 2019 from 8:00 a.m. to 4:00 p.m. at the Great Escape Lodge. There is no charge to the Town.

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

Councilman Hogan	Yes
Councilman Vantassel	Yes
Councilwoman LeClair	Yes
Councilman Noonan	Yes
Supervisor Kusnierz	Yes

Supervisor Kusnierz was approached by the business owner of the Motel across from the Town Highway Garage. This was regarding the sand pile at the Highway Garage. He stated the screen is not stopping the sand when the pile is high. It still blows across the road onto his business property. Supervisor Kusnierz stated that he had spoken to Paul Joseph and thought maybe the sand pile could be moved. Councilman VanTassel asked if the fence had been put back up after the storm. Paul Joseph stated he didn't have the time to do it and that he has been short on manpower because of vacations. Supervisor Kusnierz stated that the motel owner explained, with the winter coming, the sand will be stock piled over the screen.

Supervisor Kusnierz received an email from Mr. Goodwin on Old Bend Road. The email stated that he moved to Old Bend Road a year and a half ago. He has had several people confused of what his address is. He stated it used to be Old Dyke Road, now it is called Old Bend Road. He also stated he has had trouble with National Grid and some delivery people. He stated that most recently, there was a call to the police and they didn't know where he was until he mentioned Old Dyke Road. Paul Joseph stated the previous Assessor had it down as both Old Bend Road and Dyke Road. Supervisor Kusnierz stated that this is something that comes out of the Assessor's Office. Hopefully they will get this straightened out with the new Assessor.

Supervisor Kusnierz wanted to discuss the Navistar Maxx Force engines. Paul Joseph had received an email about the Class Action Lawsuit. If the Town wants, they can accept the \$2,500.00. By doing this, if

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anything goes wrong with one of these engines, the Town is on their own to pursue the company, Navistar.

#### **Resolution #2019-342**

A motion was made by Councilman Noonan, seconded by Councilwoman LeClair, and carried, to opt out of the Class Action Lawsuit and not accept the \$2,500.00.

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

Councilman Hogan	Yes
Councilman VanTassel	Yes
Councilwoman LeClair	Yes
Councilman Noonan	Yes
Supervisor Kusnierz	Yes

#### **CROSSING GUARD REQUEST**

Supervisor Kusnierz stated he had received a phone call from the Principal at Moreau School. The school is on Bluebird Rd, and it is a County Road. Historically there has been a crossing guard there. The person who was working that area has since retired. He stated he would bring it to the Board and see if they still want to have a crossing guard there. After some discussion it was decided to hire a crossing guard for Moreau School.

The Supervisor stated that they'll also need to place an ad for a full-time Senior Assessment Clerk.

#### **Resolution #2019-343**

A motion was made by Councilman VanTassel and seconded by Councilman Noonan and carried to place two ads, one would be for a part time Crossing Guard and the other would be for a full-time Senior Assessment Clerk.

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

Councilman Hogan	Yes
Councilman VanTassel	Yes
Councilwoman LeClair	Yes
Councilman Noonan	Yes
Supervisor Kusnierz	Yes

#### **WATER DEPARTMENT**

Supervisor Kusnierz stated that the Water Department has two employees staffing that department right now. One being Jesse Fish, who is the Superintendent. Jesse Fish stated he would like to take some vacation time. When he does that, it leaves the other employee working seven days a week. Mr. Fish suggested bringing on Jamie Graul, who used to work for the Town. He has all the certifications to do the job. It would be on an interim basis for us. He stated Mr. Graul is willing to do this for \$18.00 hour, on an as needed basis.

#### **Resolution #2019-344**

A motion was made by Councilwoman LeClair, seconded by Councilman VanTassel, and carried, to hire Jamie Graul at a rate of \$18.00 per hour as needed.

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

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Councilman Hogan	Yes
Councilman VanTassel	Yes
Councilwoman LeClair	Yes
Councilman Noonan	Yes
Supervisor Kusnierz	Yes

### **SPEED LIMIT REDUCTION REQUEST**

There was a request submitted to reduce the speed limit on Pheasant Way and Deer Run. Paul Joseph stated that it is posted 30 MPH. The people in that area believe that 20 mph or less would be a safer speed limit.

### **Resolution #2019-345**

A motion was made by Councilwoman LeClair, seconded by Councilman Noonan, and carried, to have the Town Clerk make a request to the Department of Transportation to reduce the speed on Pheasant Way and Deer Run from 30 mph to 20 mph.

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

Councilman Hogan	Yes
Councilman VanTassel	Yes
Councilwoman LeClair	Yes
Councilman Noonan	Yes
Supervisor Kusnierz	Yes

### **COMMUNITY DEVELOPMENT BLOCK GRANT**

Supervisor Kusnierz stated he was approached by the County Administrator to see if the Town was interested in opting in or out of the ability to be part of the running for \$1.4 million dollars in grants for Saratoga County. He suggest opting out of the Community Development Block Grant Program, because it is the intention of the Town to apply for a Community Development Block Grant for sewer in the amount of \$1,000,000. If the Town opts in, it will take away the Town's ability to apply for other grants. He stated that he thinks the Town could do better being on our own.

### **Resolution 2019-346**

A motion was made by Councilman Noonan, seconded by Councilwoman LeClair, and carried, authorizing the Supervisor to opt out of the Community Development Block Grant Program.

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

Councilman Hogan	Yes
Councilman VanTassel	Yes
Councilwoman LeClair	Yes
Councilman Noonan	Yes
Supervisor Kusnierz	Yes

### **PRIVILEGE OF THE FLOOR**

Marianne Hodgson stated that she lives at 311 Old West Road. She stated she doesn't want a bar, live music, crowds, and solar panels on the road that she lives on. She also stated that Old West Road is already busy. This road gets the overflow traffic from Route 9. She stated that she already puts herself in danger when she is walking her dogs because it is so busy. She stated that she and her neighbors live there for a reason, the country life. The solar array is proposed right next to her property and she doesn't want to live next to that. She also stated that it was being talked about as an empty field. It is not an empty field. It is filled with people who have lived there a long time.

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Chuck Hodgson, also of 311 Old West Road spoke next. He stated, right next to his property is a motor cross track in his backyard. He has talked to this person about it on a number of occasions. He stated he has also gone to the Town Building Department where supposedly they sent a letter to this individual. It still continues and it's not just the motorcycles but the constant weed whacking and the lawn mowing to the track. He also has a tractor to expand on some occasions. He said he would really like to see it gone.

Supervisors Kusnierz asked how many times he had stopped into the Town and said something about this matter. Mr. Hodgson stated about two times over the years. Supervisor Kusnierz stated that he would pass this information along to the Building Department and ask for a report on what they found the last time they were down there. He will also get a copy of the letter the Building Department sent.

Reed Antis of Paris Road was next to speak. He wanted to know about the 7 million dollars in CD's that the Town has. Supervisor Kusnierz stated yes, there is that much in CD's and they are all across the board and maturing at different times. Mr. Antis felt that this was a lot of money to be tied up in CD's. Supervisor Kusnierz stated there is also \$3,000,000 dollars in a sweep account.

### **SUPERVISOR'S ITEMS**

The Supervisor stated that he had received some comments from a few of the neighbors, which are near the Hodgson's, that aren't happy with what is proposed on the road either. He also stated that he made the landowner aware of the comments that the Town had received.

Supervisor Kusnierz also commented that the landscaping that had been approved at the last Town Board meeting has been done and that it looks fantastic.

Sophie Maziejka, a senior at South Glens Falls High School, was presented a proclamation from the Town Board that the Town of Moreau is proclaiming October as Dysautonomia month. The Supervisor also asked at the County if they would do the same, and they said yes.

Supervisor Kusnierz also received a thank you letter from Donna Nichols of the Moreau Community Center. It was to thank everyone from the staff in the Town for helping collect cans and bottles. Last year over \$1,400.00 was collected for the Community Center.

The Community Coalition sent a thank you letter for letting them use the pavilions at the Recreation Park. Councilman Noonan will be joining their committee representing the Town of Moreau.

### **COMMITTEE REPORTS**

Councilwoman LeClair stated that she did a walk thru at the old Town Hall. The workers replaced 45-50 tiles. She was told that the roof is fine, but the material underneath is old and they will have to watch it.

Councilman VanTassel stated that PS Technical have completed their assessment. He will be meeting with Jeffrey Cruz and see what needs to be done before the end of the year. They hope to have that done before the next Board meeting.

A motion was made by Councilwoman LeClair, seconded by Councilman Noonan, and carried, to close the Town Board meeting for the evening at 8:15 p.m.

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

Councilman Hogan	Yes
Councilman VanTassel	Yes
Councilwoman LeClair	Yes
Councilman Noonan	Yes
Supervisor Kusnierz	Yes

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Meeting adjourned.

Respectfully submitted,

Tammy Daley, Deputy Town Clerk



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