

A regular meeting of the Town Board of the Town of the Town of Moreau was held on May 27, 2021 in the Town of Moreau Municipal building, 351 Reynolds Road, Moreau, New York.

The meeting was conducted via Zoom in accordance with the Governor's Executive Order 202 and all extensions, which allows municipalities to hold meetings remotely, while providing the public the ability to view and/or listen to such proceedings.

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

The Deputy Town Clerk called the roll.

Town Board Members Present

Kyle Noonan	Councilmember
John Donohue, Jr.	Councilmember
Alan VanTassel	Councilmember
Theodore T. Kusnierz, Jr.	Supervisor

Town Board Members Absent

John Hogan	Councilmember
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Also present: Jill Bennett, Deputy Town Clerk; Karla Buettner, Attorney for the Town

The Supervisor led the Pledge of Allegiance.

APPROVAL OF MINUTES

The minutes from the May 4, 2021, Workshop on Building Department Fees, and the May 11, 2021 Regular Town Board meeting were prepared and presented to the Town Board in advance of the meeting for their review, comment, correction and approval.

A correction to the May 11, 2021, Regular Town Board Meeting minutes, the rate of pay for re-hired, Senior Lifeguard, Caleb Karig should have read \$14.00/hr. as adopted by resolution.

Resolution #2021-185

A motion was made by Councilmember Noonan, seconded by Councilmember VanTassel and carried, to approve the minutes from the May 4, 2021 Workshop on Building Department Fees, and the May 11, 2021 Regular Town Board meeting as prepared.

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

Councilmember Hogan	Absent
Councilmember Noonan	Aye
Councilmember Donohue	Aye
Councilmember VanTassel	Aye
Supervisor Kusnierz	Aye

The adopted minutes from April 27, 2021 contained a resolution, which had an inaccurate dollar amount. Because the correction is from a legal document as part of an application process, we need to correct the incorrect dollar amount, so it accurately reflects what the Town Board voted on.

Resolution #2021-186

A motion was made by Councilmember Noonan, seconded by Councilmember VanTassel and carried, to amend the April 27, 2021 minutes to change the dollar amount to what was first resolved from Seven Thousand Five Hundred and NO/100 Dollars (\$7,500.00) to Fifteen Thousand and NO/100 Dollars (\$15,000.00).

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

Councilmember Hogan	Absent
Councilmember Noonan	Aye
Councilmember Donohue	Aye
Councilmember VanTassel	Aye
Supervisor Kusnierz	Aye

Supervisor Kusnierz announced the Town of Moreau, Town Hall has opened back up to the public for their regular business hours, Monday thru Friday, 8:00 a.m. until 4:00 p.m. Town Board meetings are still being held virtually only, under Executive Order 202.107 which extends that authority to local governments through June 9, 2021.

SET FUTURE MEETINGS AND WORKSHOPS

At the May 20, 2021 workshop on the draft solar law for the Town of Moreau, the Town Board stated they were ready to set a Public Hearing. Supervisor Kusnierz would entertain a motion to set the Public Hearing on June 29, 2021 at 6:00 p.m., for the draft local law in relation to adopting the code, in the Town of Moreau, under new Article XIV, Solar Energy Systems, Chapter 149 of the Town Code.

Resolution #2021-187

A motion was made by Councilmember VanTassel, seconded by Councilmember Donohue and carried, to set a Public Hearing on June 29, 2021 at 6:00 p.m.

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

Councilmember Hogan	Absent
Councilmember Noonan	Aye
Councilmember Donohue	Aye
Councilmember VanTassel	Aye
Supervisor Kusnierz	Aye

Resolution #2021-188

A motion was made by Councilmember Noonan, seconded by Councilmember Donohue and carried, that the Town of Moreau has declared itself Lead Agency for SEQRA.

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

Councilmember Hogan	Absent
Councilmember Noonan	Aye
Councilmember Donohue	Aye
Councilmember VanTassel	Aye
Supervisor Kusnierz	Aye

Supervisor Kusnierz requested to hold the discussion regarding the Fence Section in the Town of Moreau Code until the next Town Board Meeting. He's received correspondence from several Town residents regarding the Fence Code and he wants to be fully prepared to discuss the topic.

COVID-19 UPDATE

The Supervisor gave a positive update regarding COVID-19. Saratoga County's 7-day Rolling Average Testing Positivity Rate has dropped to 1.1%. This number is down from 1.8% at the last Town Board meeting.

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In Saratoga County

15,271 Total Confirmed Cases
167 Deaths
102 Active Cases
15,002 Recovered
13 Hospitalized

In the Town of Moreau

724 Total Confirmed Cases
12 Deaths
11 Active Cases
701 Recovered

In the Village of South Glens Falls

210 Total Confirmed Cases
0 Deaths
0 Active Cases
210 Recovered

As of May 27, 2021, 60.70% of Saratoga County Residents have received at least 1 vaccine dose and 52.6% have completed the vaccine series. The Supervisor is very pleased to report that 84.1% of Saratoga County Seniors have received at least 1 vaccine dose and 78.3% are considered series complete. Saratoga County has spent a great deal of time making sure the most vulnerable residents are vaccinated. The vaccination numbers could potentially be higher because some seniors may have received vaccines while in Arizona or Florida. It also doesn't take into consideration Veterans in Saratoga County that got their vaccines through the Federal Government.

HIGHWAY DEPARTMENT

The Highway Superintendent was unable to attend tonight's meeting, but he submitted a few items for discussion. His first request was to repair the lawn tractor mower. Supervisor Kusnierz made the point that some of the proposals the Town received to purchase a new lawn tractor mower included the trade in of the old tractor as is. He doesn't recommend spending money to fix the tractor if it's going to be traded in. He wants to have a discussion with the Highway Superintendent regarding the purchase of the new lawn tractor mower before the purchase is approved.

A request for a reduction of speed limit was received for Winterberry Lane. The current speed limit is 30 mph. The Highway Superintendent has recommended the necessary paperwork be submitted to New York State DOT to request the speed limit reduction from 30 mph to 20 mph on Winterberry Lane. Town Board members agreed with his recommendation and requested the Town Clerk's office submit the required paperwork.

A request was received from the Highway Department to purchase Cold-In Place Recycling to be used on Mott Road. The Town Board budgeted \$94,200.00 for this expense in the 2021 Budget to be paid from account DB5112.493.3. The price falls under the Saratoga County Contract # 20-PWPR-28R. The Highway Superintendent recommends using The Gorman Group out of Albany, NY at a cost of \$82,837.00.

Resolution #2021-189

A motion was made by Councilmember Noonan, seconded by Councilmember VanTassel and carried, to approve the purchase of Cold-In Place Recycling from The Gorman Group at a cost of \$82,837.00.

A regular meeting of the Town Board of the Town of the Town of Moreau was held on May 27, 2021 in the Town of Moreau Municipal building, 351 Reynolds Road, Moreau, New York.

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

Councilmember Hogan	Absent
Councilmember Noonan	Aye
Councilmember Donohue	Aye
Councilmember VanTassel	Aye
Supervisor Kusnierz	Aye

Town Board members received an email from the Town Clerk regarding the Secretary for the Planning Board and Zoning Board meetings. The current Secretary, Tricia Andrews gave notice to the Town Board and she graciously gave the Town time to find a replacement. She recently informed the Town Clerk that the May minutes would be her last. Supervisor Kusnierz stated that by law they are required to have someone at the June Planning Board and Zoning Board meetings to take minutes. The Town advertised the position but there hasn't been any interest. Supervisor Kusnierz stated that he will be making a retirement announcement later in the meeting and with that he suggested rolling that responsibility into the job description for the future Building Department Clerk. In the meantime he asked Town Board members if they had any suggestions for upcoming meetings. Councilmember Donohue suggested using a temp agency to get by for now. Ms. Buettner added that the position is currently posted on the Town's website. She added that there is normally 1 Planning Board and 1 Zoning Board meeting a month, but with the recent increase in development in the Town a 2nd Planning Board meeting has been added each month. Each meeting lasts approximately 3 hours, then the minutes need to be typed and transcribed. She told the Town Board they might want to contact other municipalities to see if their Secretaries for the Planning Board and Zoning Board meetings would consider filling in for the Town of Moreau. The pay is \$75.00 to attend each meeting and to prepare the minutes, plus an additional \$25.00 to transcribe the minutes. When the current Executive Order expires, and Zoom meetings are no longer required, the minutes won't need to be transcribed.

Board Room Audio

The Town Board investigated expanding their current 4-microphone system in the Board Room but discovered it wasn't possible. Storedtech, who has done several electronic installations for the Town of Moreau, supplied a quote to install a new audio system in the Board Room at Town Hall. The quote includes 8 microphones, hardware, installation, and removal of the old system at a cost of \$1,081.77.

Resolution #2021-190

A motion was made by Councilmember Noonan, seconded by Councilmember Donohue and carried to purchase the audio system which was quoted from Storedtech, located in Queensbury, NY, at a total cost of \$1,081.77.

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

Councilmember Hogan	Absent
Councilmember Noonan	Aye
Councilmember Donohue	Aye
Councilmember VanTassel	Recused himself from the vote
Supervisor Kusnierz	Aye

Water Department

Supervisor Kusnierz discussed the agreement between the Town of Moreau and Tabner, Ryan and Keniry, LLP, 18 Corporate Woods Boulevard, Suite 8, Albany, New York, as special counsel for the consolidation of water and sewer districts. The Professional Services Agreement needs to be adopted so work can continue. The contract lists fees billed per hour as follows: Partners - \$230.00 per hour, Associates - \$170.00 per hour, Paralegals - \$95.00 per hour. The agreement would be in place for 1 year.

Resolution #2021-191

A regular meeting of the Town Board of the Town of the Town of Moreau was held on May 27, 2021 in the Town of Moreau Municipal building, 351 Reynolds Road, Moreau, New York.

A motion was made by Councilmember VanTassel and seconded by Councilmember Noonan and carried, to authorize the Supervisor, of the Town of Moreau, to sign the Professional Services Agreement, with Tabner, Ryan and Keniry, LLP for legal services, regarding consolidation of water districts and sewer districts in the Town.

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

Councilmember Hogan	Absent
Councilmember Noonan	Aye
Councilmember Donohue	Aye
Councilmember VanTassel	Aye
Supervisor Kusnierz	Aye

A Resolution is required that designates the Town Board as Lead Agency for consolidation of the water districts.

The Deputy Town Clerk read the resolution aloud:

TOWN OF MOREAU
TOWN BOARD MEETING
May 27, 2021

A RESOLUTION DESIGNATING THE TOWN OF MOREAU AS LEAD AGENCY PURSUANT TO PART 617 OF THE STATE OF NEW YORK ENVIRONMENTAL QUALITY REVIEW ACT WITH RESPECT TO THE CONSOLIDATION OF SIX WATER DISTRICTS AND NINE WATER DISTRICT EXTENSIONS, TO WIT: WATER DISTRICT NO. 1; WATER DISTRICT NO. 1, EXT. NO. 1; WATER DISTRICT NO. 1, EXT. 2 ; WATER DISTRICT NO. 1, EXT. NO. 3; WATER DISTRICT NO. 2; WATER DISTRICT NO. 3; WATER DISTRICT NO. 4; WATER DISTRICT NO.4, EXT. NO.1; WATER DISTRICT NO. 4, EXT. NO. 2; WATER DISTRICT NO. 5; WATER DISTRICT NO. 5, EXT. NO. 1; WATER DISTRICT NO. 5, EXT. NO. 2; WATER DISTRICT NO. 6; WATER DISTRICT NO. 6, EXT. NO. 1; AND WATER DISTRICT NO. 6, EXT. NO. 2 INTO ONE CONSOLIDATED WATER DISTRICT SUBJECT TO THE COMPLETION OF PROCEEDINGS PURSUANT TO ARTICLE 17-A OF THE GENERAL MUNICIPAL LAW OF THE STATE OF NEW YORK

WHEREAS, the Town of Moreau has heretofore established the following six water districts and nine water district extensions, to wit: WATER DISTRICT NO. 1; WATER DISTRICT NO.1, EXT. NO. 1; WATER DISTRICT NO.1, EXT. 2; WATER DISTRICT NO. 1, EXT. NO. 3; WATER DISTRICT NO. 2; WATER DISTRICT NO. 3; WATER DISTRICT NO. 4; WATER DISTRICT NO.4, EXT. NO.1; WATER DISTRICT NO. 4, EXT. NO. 2; WATER DISTRICT NO. 5; WATER DISTRICT NO. 5, EXT. NO. 1; WATER DISTRICT NO. 5, EXT. NO. 2; WATER DISTRICT NO. 6; WATER DISTRICT NO. 6, EXT. NO. 1; AND WATER DISTRICT NO. 6, EXT. NO. 2 and the said Town of Moreau on behalf of the existing water districts and nine extensions wishes to consolidate the aforementioned six water districts and nine extensions into the Town of Moreau Consolidated Water District No. 1, a municipal

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corporation existing pursuant to the Laws of the State of New York and created pursuant to the provisions of Article 17-A of the General Municipal Law of the State of New York, and;

WHEREAS, in connection with the consolidation of the aforementioned six water districts and nine extensions, the Town of Moreau will need to review the environmental impact, if any, associated with the consolidation.

NOW, THEREFORE, IT IS:

RESOLVED, that the town board of the Town of Moreau be designated as lead agency with respect to the environmental review associated with the consolidation of the six aforementioned water districts and nine extensions pursuant to Part 617 of the State Environmental Quality Review Act; and it is further

RESOLVED, that the town supervisor be authorized to sign any and all documents associated with the environmental review of the consolidation of the aforementioned six water districts and nine water district extensions pursuant to Part 617 of the State Environmental Quality Review Act.

Resolution #2021-192

A motion was made by Councilmember VanTassel, seconded by Councilmember Noonan and carried, to adopt the foregoing resolution as read into the record by the Deputy Town Clerk.

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

Councilmember Hogan	Absent
Councilmember Noonan	Aye
Councilmember Donohue	Aye
Councilmember VanTassel	Aye
Supervisor Kusnierz	Aye

The resolution for the Joint Consolidation Agreement was read aloud by the Deputy Town Clerk:

**TOWN OF MOREAU
TOWN BOARD MEETING
MAY 27, 2021**

A RESOLUTION AUTHORIZING THE ENDORSEMENT OF A PROPOSED JOINT CONSOLIDATION AGREEMENT PURSUANT TO SECTIONS 751 2(a) AND 752 OF THE GENERAL MUNICIPAL LAW CONSOLIDATING SIX TOWN OF MOREAU WATER DISTRICTS, AND NINE WATER DISTRICT EXTENSIONS, TO WIT: WATER DISTRICT NO. 1; WATER DISTRICT NO.1, EXT. NO. 1; WATER DISTRICT NO.1, EXT. 2; WATER DISTRICT NO. 1, EXT. NO. 3; WATER DISTRICT NO. 2; WATER DISTRICT NO. 3; WATER DISTRICT NO. 4; WATER DISTRICT NO. 4, EXT. NO.1; WATER DISTRICT NO. 4, EXT. NO. 2; WATER DISTRICT NO. 5; WATER DISTRICT NO. 5, EXT. NO. 1; WATER DISTRICT NO. 5, EXT. NO. 2; WATER DISTRICT NO. 6; WATER DISTRICT NO. 6, EXT. NO. 1; AND WATER DISTRICT NO. 6, EXT. NO. 2 INTO ONE CONSOLIDATED WATER DISTRICT SUBJECT TO THE COMPLETION OF PROCEEDINGS PURSUANT TO ARTICLE 17-A OF THE GENERAL MUNICIPAL LAW OF THE STATE OF NEW YORK

A regular meeting of the Town Board of the Town of the Town of Moreau was held on May 27, 2021 in the Town of Moreau Municipal building, 351 Reynolds Road, Moreau, New York.

WHEREAS, the Town of Moreau has heretofore established the following Town of Moreau Water Districts and Extensions, to wit: WATER DISTRICT NO. 1; WATER DISTRICT NO.1, EXT. NO. 1; WATER DISTRICT NO.1, EXT. 2 ; WATER DISTRICT NO. 1, EXT. NO. 3; WATER DISTRICT NO. 2; WATER DISTRICT NO. 3; WATER DISTRICT NO. 4; WATER DISTRICT NO.4, EXT. NO.1; WATER DISTRICT NO. 4, EXT. NO. 2; WATER DISTRICT NO. 5; WATER DISTRICT NO. 5, EXT. NO. 1; WATER DISTRICT NO. 5, EXT. NO. 2; WATER DISTRICT NO. 6; WATER DISTRICT NO. 6, EXT. NO. 1; AND WATER DISTRICT NO. 6, EXT. NO. 2. and the said Town of Moreau on behalf of the six existing water districts and nine water district extensions wishes to consolidate all of such areas into the Town of Moreau Consolidated Water District No. 1, a municipal corporation existing pursuant to the Laws of the State of New York and created pursuant to the provisions of Article 17-A of the General Municipal Law of the State of New York, and;

WHEREAS, the Town Board by and through its Supervisor is desirous of endorsing and subsequently entering into the annexed proposed Joint Consolidation Agreement consolidating the six water districts and the nine water district extensions into one consolidated water district serving the following water districts: WATER DISTRICT NO. 1; WATER DISTRICT NO.1, EXT. NO. 1; WATER DISTRICT NO.1, EXT. 2 ; WATER DISTRICT NO. 1, EXT. NO. 3; WATER DISTRICT NO. 2; WATER DISTRICT NO. 3; WATER DISTRICT NO. 4; WATER DISTRICT NO.4, EXT. NO.1; WATER DISTRICT NO. 4, EXT. NO. 2; WATER DISTRICT NO. 5; WATER DISTRICT NO. 5, EXT. NO. 1; WATER DISTRICT NO. 5, EXT. NO. 2; WATER DISTRICT NO. 6; WATER DISTRICT NO. 6, EXT. NO. 1; AND WATER DISTRICT NO. 6, EXT. NO. 2. ; and

WHEREAS the new Consolidated Water District will assume jurisdiction over all areas previously served by the six water districts and the nine water district extensions, and;

WHEREAS, in order to consolidate the six water districts and the nine water district extensions, it is necessary that the Town of Moreau comply with all the provisions of Article 17-A of the General Municipal Law of the State of New York.

NOW, THEREFORE, it is resolved that the Town Board of the Town of Moreau acting on behalf of the Town of Moreau, WATER DISTRICT NO. 1; WATER DISTRICT NO.1, EXT. NO. 1; WATER DISTRICT NO.1, EXT. 2 ; WATER DISTRICT NO. 1, EXT. NO. 3; WATER DISTRICT NO. 2; WATER DISTRICT NO. 3; WATER DISTRICT NO. 4; WATER DISTRICT NO.4, EXT. NO.1; WATER DISTRICT NO. 4, EXT. NO. 2; WATER DISTRICT NO. 5; WATER DISTRICT NO. 5, EXT. NO. 1; WATER DISTRICT NO. 5, EXT. NO. 2; WATER DISTRICT NO. 6; WATER DISTRICT NO. 6, EXT. NO. 1; AND WATER DISTRICT NO. 6, EXT. NO. 2, hereby endorses the attached proposed Joint Consolidation Agreement; and it is further,

RESOLVED, the Town personnel and officers shall undertake the steps required under the aforesaid Article 17-A of the General Municipal Law of the State of New York to comply with the provisions thereof to effect such consolidation.

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Resolution #2021-193

A motion was made by Councilmember Noonan, seconded by Councilmember VanTassel and carried, to adopt the foregoing resolution as read into the record by the Deputy Town Clerk.

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

Councilmember Hogan	Absent
Councilmember Noonan	Aye
Councilmember Donohue	Aye
Councilmember VanTassel	Aye
Supervisor Kusnierz	Aye

Supervisor Items

Supervisor Kusnierz, stated for the record, that he received notice from the Clerk in the Building Department, Kathy Perez, announcing her retirement. After 31 years with the Town of Moreau she will be retiring as of July 23, 2021, and her last day in the office will be July 22, 2021. On behalf of the Town of Moreau and its residents he Thanked her for her service. The Town reached out to Saratoga County Civil Service to get names from their list so letters can be sent out to fill the vacant position.

The Supervisor gave an update on the recent sales tax collected. In April 2021 the Town received \$187,647.00 in sales tax and year-to-date sales tax received is \$857,787.00. The year-to-date sales tax received during this time in 2020 was \$697,599.00. There was a 23% increase in the sales tax year-to-date between April 2020 and April 2021. The year-to-date sales tax increase from May 2020 to May 2021 is 52.46%. That mirrors what's happening at the County as well. County sales tax receipts are at \$11,227,174.00 and they were at 7.2 million in May of 2020.

Supervisor Kusnierz reported the Splash Pad at the Recreation Park is operational which is fantastic news, just in time for Memorial Day weekend. He Thanked the Rec Staff for making sure it was operational and ready to go. Aesthetic improvements are continuing such as seeding and putting up a split rail fence.

The Town received disappointing news. The Town has been working to secure CDBG funding opportunities, through the CFA and Cares Act, to assist with funding for the Sewer Project. The Town received a non-award notice for the 2020 CDBG funding. The Town also applied for the 2021 CDBG funding and hopefully that funding will come through.

The Supervisor received correspondence through email from Shellie Wise who is interested in restarting the Community Garden at the Recreation Park. The Supervisor stated he was in favor of restarting the Community Garden. He asked that interested parties contact the Recreation Leader to work out the specifics.

The Mortgage Reporting Tax received for April was in the amount of \$45,301.46. Last year's check received for April was \$26,000.00. There has been an increase in home sales in the Town of Moreau. Year-to-date the tax amount received is \$327,425.00 which has increased 89.92% over last year at this time.

Town Board members received correspondence from Mikaela Estey in relation to property the Town recently purchased off Fort Edward Road. She and a couple neighbors on Winterberry lane have property that backs up to the newly purchased Town land. Councilmember Noonan went to visit Winterberry Lane and to speak with the Estey's and their neighbors. He explained that before the Town closed on the property it was graded and smaller trees were removed. Grading is very steep behind a few homes especially on the Town's property. The Estey's and a few of their neighbors worry that the tall pine trees would fall onto their property. The homeowners are interested in using Friedman Excavating, at no cost to the town, to grade the land just beyond their property line so the situation is safer. Councilmember Noonan told the homeowners that he would relay what he saw to the Town Board but he wouldn't be able

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to provide them an answer until other Town Board members looked at the property and the Town's legal counsel had a chance to review it. Ms. Buettner gave a suggestion to the Town Board to have the Recreation Department and Highway Department go look at the property and provide their recommendations. She will check on the liability aspect and will give her recommendation to the Town Board.

One of the Town's hydrants was damaged in a recent car accident and the cost to replace it was higher than expected. NYMIR has given the Town a quote to increase the limit on each of the 350 hydrants from \$2,850.00 for each hydrant to \$4,300.00 for each hydrant at an increased annual premium of \$948.90 with a \$500.00 deductible. Councilmember VanTassel asked if we have the \$500.00 deductible on the current policy. Supervisor Kusnierz replied yes.

Resolution #2021-194

A motion was made by Councilmember VanTassel, seconded by Councilmember Noonan and carried authorizing the Town to increase limits on each of the 350 hydrants from the present limit of \$2,850.00 each to \$4,300.00 each, subject to a \$500.00 deductible.

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

Councilmember Hogan	Absent
Councilmember Noonan	Aye
Councilmember Donohue	Aye
Councilmember VanTassel	Aye
Supervisor Kusnierz	Aye

The County Tire Recycling day was held on May 25, 2021 in the Town of Moreau. According to Dustin Lewis, District Manager of the Soil and Water Conservation District for Saratoga County, they collected 199 tires. Volunteers from 4-H assisted with the tire collection and their efforts raised \$378.00 for their organization.

A pre-construction meeting was held for the Sewer District #1, Ext. #5. Supervisor Kusnierz has a copy of the schedule in his office if anyone wants to look at it. The big news provided at the meeting is that the project is now going to begin at Exit 17 and move north on Route 9. Originally, it was going to begin on Bluebird Road and move west toward Route 9 and south to Exit 17. The reason for this change is the DOT's construction project at Exit 17 is proposed to begin later this year. The contractors for the Sewer project don't want to interfere with that project, so they decided to start their work at Exit 17 and work backwards. Their goal is to have it operational in the commercial corridor by the end of this year.

Committee Reports

Recreation Committee

Councilmember VanTassel stated there is one more applicant which is pending an interview and he will give an update at the next Town Board meeting.

Transfer Station Committee

Councilmember VanTassel said they have some candidates for the part-time position at the Transfer Station.

Supervisor Kusnierz asked about the roof replacement on the Compactor Building at the Transfer Station. Councilmember Donohue stated that the roof has needed repair since 2019. Quotes they received back then are outdated. With the rise in construction costs they should get updated quotes. Supervisor Kusnierz asked Councilmember Donohue and Councilmember Hogan to work on getting new quotes.

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Personnel Committee

Councilmember VanTassel and Councilmember Noonan have interviewed a person who came off the list for Code Enforcement Office. His name is Peter Bachem. He meets all the criteria for the position, and they believe he would be a good fit. Councilmember VanTassel stated that the Personnel Committee would like to present a resolution to make an offer to Mr. Bachem.

Councilmember VanTassel presented a motion that the Town hire Peter Bachem for the part-time Code Enforcement Officer position, subject to completion of a background check and all required physicals. There should also be a requirement that he complete defined training within the first 18 months of his employment. Saratoga County has the defined training which is basic training for the position. The rate we would like to offer is \$20.25 per hour, for part-time.

Resolution #2021-195

A motion was made by Councilmember Donohue, seconded by Councilmember Noonan and carried, to hire Peter Bachem for the part-time Code Enforcement Officer position, subject to completion of a background check, all required physicals, completion of required training through Saratoga County within the first 18 months of employment, and hired at a rate of \$20.25 per hour.

Councilmember Noonan stated he looks forward to working with Mr. Bachem. Supervisor Kusnierz asked if the Personnel Committee discussed weekend hours with him. Councilmember VanTassel stated that Mr. Bachem was open to working weekends. He suggested the Building Department work with him to create a set schedule for a month in advance. Councilmember Noonan said Mr. Bachem’s understanding of Code Enforcement comes from working as a Court Officer at the Queensbury Town Court. He also has experience as a home inspector.

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

Councilmember Hogan	Absent
Councilmember Noonan	Aye
Councilmember Donohue	Aye
Councilmember VanTassel	Aye
Supervisor Kusnierz	Aye

Councilmember Donohue asked members of the Personnel Committee if they received any more applications for the full-time position at the Transfer Station. Councilmember VanTassel said they have one pending an interview at this time. Councilmember VanTassel asked Councilmember Donohue to schedule an interview with the applicant. The Personnel Committee will either attend the interview or have the Transfer Station Committee pass the information to them if they feel the applicant is qualified for the position.

Executive Session

Supervisor Kusnierz stated there was no need for an Executive Session.

Other Business

Councilmember Noonan spent time with the Recreation Leader touring the layout for the Disc Golf course. It’s being designed by the gentleman that designed the course at Crandall Park. This gentleman is hosting a tournament at Crandall Park during the upcoming weekend. Councilmember Noonan stated the Disc Golf course could bring in a lot of people to our Recreation Park.

Councilmember Noonan would like to find a way to promote Pickle Ball at the Recreation Park. He pointed out that right across the bridge, at Crandall Park, it’s a huge draw and he would like to see it catch on at our Recreation Park.

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Supervisor Kusnierz wanted to bring to the Town Board's attention that he had a meeting with Dan Galusha. He owns land off Butler Road that he wants to develop into single family homes or duplex homes. The property is in the R3 Zone which requires building lots to be a specific size. He wanted to see if the Town would be interested in allowing him to reduce the size of the lots to one acre or even a half an acre. The Supervisor stated that would require a PUD. If the Town would be willing to make the exception, Mr. Galusha is willing to run Municipal Water down Butler Road from Route 9 to his development, allowing developments along the way to tap into the water line. Supervisor Kusnierz asked Town Board members to email him any thoughts they have on the proposed project.

A motion was made by Councilmember Noonan, seconded by Councilmember VanTassel and carried to adjourn the Town Board meeting at 8:16 p.m.

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

Councilmember Hogan	Absent
Councilmember Noonan	Aye
Councilmember Donohue	Aye
Councilmember VanTassel	Aye
Supervisor Kusnierz	Aye

Meeting adjourned.

Respectfully submitted,

Jill Bennett
Deputy Town Clerk

A regular meeting of the Town Board of the Town of the Town of Moreau was held on May 27, 2021 in the Town of Moreau Municipal building, 351 Reynolds Road, Moreau, New York.

JOINT CONSOLIDATION AGREEMENT

THIS JOINT CONSOLIDATION AGREEMENT made the ____ day of _____, 2021, between the TOWN OF MOREAU, a municipal corporation existing by and under the laws of the State of New York and having its principal place of business located at 351 Reynolds Road, Moreau, New York, (hereinafter referred to as “Town”), and WATER DISTRICT NO. 1; WATER DISTRICT NO.1, EXT. NO. 1; WATER DISTRICT NO.1, EXT. 2 ; WATER DISTRICT NO. 1, EXT. NO. 3; WATER DISTRICT NO. 2; WATER DISTRICT NO. 3; WATER DISTRICT NO. 4; WATER DISTRICT NO.4, EXT. NO.1; WATER DISTRICT NO. 4, EXT. NO. 2; WATER DISTRICT NO. 5; WATER DISTRICT NO. 5, EXT. NO. 1; WATER DISTRICT NO. 5, EXT. NO. 2; WATER DISTRICT NO. 6; WATER DISTRICT NO. 6, EXT. NO. 1; AND WATER DISTRICT NO. 6, EXT. NO. 2.

Whereas, the Town of Moreau has previously established the water districts and extensions as set forth in the following chart:

Description	Year Established	#Taxable Parcels
Water District No. 1	June, 1953	137
Water District No. 1 Extension No.1	February, 2010	1
Water District No. 1 Extension No. 2	July, 2010	300
Water District No. 1 Extension No. 3	April, 2012	43
Water District No. 2	September, 1967	808
Water District No. 3	February, 1998	45
Water District No. 4	November, 2020	640
Water District No. 4 Extension No. 1	October, 2008	94
Water District No. 4 Extension No. 2	November, 2010	1
Water District No. 5	June, 2001	52
Water District No. 5 Extension No. 1	January, 2003	175
Description	Year Established	#Tax Parcels

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Water District No. 5 Extension No. 2	January, 2008	64
Water District No. 6	September, 2004	526
Water District No. 6 Extension No. 1	April, 2005	14
Water District No. 6 Extension No. 2	November, 2010	3

and,

Whereas, the proposed water district consolidation will involve approximately 2,853 parcels by consolidating WATER DISTRICT NO. 1; WATER DISTRICT NO.1, EXT. NO. 1; WATER DISTRICT NO.1, EXT. 2; WATER DISTRICT NO. 1, EXT. NO. 3; WATER DISTRICT NO. 2; WATER DISTRICT NO. 3; WATER DISTRICT NO. 4; WATER DISTRICT NO.4, EXT. NO.1; WATER DISTRICT NO. 4, EXT. NO. 2; WATER DISTRICT NO. 5; WATER DISTRICT NO. 5, EXT. NO. 1; WATER DISTRICT NO. 5, EXT. NO. 2; WATER DISTRICT NO. 6; WATER DISTRICT NO. 6, EXT. NO. 1; AND WATER DISTRICT NO. 6, EXT. NO. 2 into one consolidated water district; and,

Whereas, the proposed water district consolidation will not result in any additional costs or debt to the consolidated water district residents other than those costs presently existing in all the water districts or debt presently existing in some of the water districts or as hereafter incurred.

NOW, THEREFORE, THE PARTIES AGREE AS FOLLOWS:

- a. The names of the Local Government entities to be consolidated are:

Water Districts
Water District No. 1

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Water District No. 1 Extension No.1
Water District No. 1 Extension No. 2
Water District No. 1 Extension No. 3
Water District No. 2
Water District No. 3
Water District No. 4
Water District No. 4 Extension No. 1
Water District No. 4 Extension No. 2
Water District No. 5
Water District No. 5 Extension No. 1
Water District No. 5 Extension No. 2
Water District No. 6
Water District No. 6 Extension No. 1
Water District No. 6 Extension No. 2

b. The name of the proposed local government entity which will result from this consolidation shall be “The Town of Moreau Consolidated Water District No. 1”, hereinafter referred to as “Consolidated Water District”.

c. The Consolidated Water District shall have the duty and obligation to furnish and to supply water service to the Consolidated Water District.

d. The territorial boundaries of the proposed Consolidated Water District of the Town of Moreau, Saratoga County, State of New York, are attached hereto and made a part hereof as Schedule A. SEE APPENDIX I OF MAP, PLAN & REPORT

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e. The proposed Consolidated Water District shall be of the type or class that would be formed as a water district pursuant to the laws of the State of New York under Articles 12 and/or 12A of the Town Law of the State of New York. However, the proposed Consolidated Water District shall be formed by the consolidation of the six water districts and the nine water district extensions under Article 17-A, Title 2 of the General Municipal Law of the State of New York. The proposed Consolidated Water District shall be operated and administered by the Town Board of the Town of Moreau in the same fashion as water districts created under Articles 12 and 12A of the Town Law.

f. The governmental organization of the proposed Consolidated Water District shall consist of the present members of the Moreau Town Board and town employees assigned to work in the town's water and sewer department. The present members of the Moreau Town Board, including the Supervisor, shall serve for the balance of their present terms, and upon termination of their present terms, successors shall be elected as set forth in the Town Law and Election Law of the State of New York. Should any vacancy develop because of any reason, the vacancy shall be filled in accordance with the Town Law and Election Law of the State of New York.

All public employees working in the town's water and sewer department shall be appointed by the Town Board of the Town of Moreau and shall be selected in accordance with the Civil Service Law of the State of New York. The proposed water district consolidation does not require a transitional plan and schedule for elections and the appointments of any officials.

g. As of the date of this Joint Consolidation Agreement Water District Nos. 1 and 6 have debt. Water District No. 1 incurred debt in 2014 to install a water storage

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tank and water distribution mains. New York State Environmental Facilities Corporation is the bond holder; the outstanding balance on this indebtedness approximates \$4,294,097.00 while the annual debt service approximates \$151,668.00. At the time this debt was incurred, the sole water supply source was the Town of Queensbury. At the time of creation of this water district the storage tank and mains were sized to benefit all water districts and to allow future extension to the Saratoga County Water Authority in an effort to provide a redundant water supply.

Water District No. 6 incurred debt in 2009 to install a water storage tank and water distribution mains. The bond holder is New York State Environmental Facilities Corporation; the outstanding indebtedness approximates \$2,445,371 while the annual debt service approximates \$128,704. There is no other indebtedness relating to any of the remaining water districts or the extensions. The map, plan and report associated with this project specifically states that the storage tank and mains were sized to provide benefit to the entire water system, and to provide the final connection to the Saratoga County Water Authority for a redundant water supply.

The Consolidated Water District will result in a single budget as follows:

Debt Service	Distributed annually among all parcels or any additional parcels contained within the consolidated water district based upon the following formula: a fraction, the numerator for which is the annual debt service for all districts and extensions less the rent received from the cellular tower and the denominator for which is the Equivalent Dwelling Units (EDU) within the entire consolidated water district. The annual debt service charge shall be \$36.47 per EDU during the first year of consolidation and then adjusted annually thereafter.
Operation and Maintenance	Distributed annually among all parcels or any additional parcels contained within the

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	consolidated water district based upon the following formula: a fraction, the numerator for which is the operation and maintenance costs derived from all districts and extensions from 2019 and the denominator for which is the 2019 total metered water consumption in gallons, and then multiplied by 1000. Operation and maintenance costs will be billed at \$2.60 per 1,000 gallons during the first year of consolidation and then adjusted annually thereafter.
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Two districts have rates that include debt repayment. However, the existing debt has funded system improvements that directly benefit all district users, and consequently, these costs should be shared. The value of the system improvements greatly exceeds the cost of the remaining debt service.

The cost of consolidation is expected to be less than One Hundred Thousand and 00/100 (\$100,000.00) Dollars and eligible for 90% grant funding if implemented.

h. The assets of the water districts and their extensions consist of, among other items, underground infrastructure piping, two water storage tanks, and distribution mains. The consolidated water district will have a total taxable value of approximately \$454,297,546. The total value of all district assets is \$15,962,757.

i. Each entity's liabilities and indebtedness together with the fair value thereof as set forth in subparagraph (g) hereof.

j. The existing liabilities of each water district and their extensions will be assumed by the proposed consolidated water district and paid in the manner set forth in subparagraph (g) hereof. There will be no disposition of existing assets. All the assets of each water district and extension will remain in place.

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_____, Supervisor

WATER DISTRICT NO.1, EXT. NO. 1

By: _____
_____, Supervisor

WATER DISTRICT NO.1, EXT. NO. 2

By: _____
_____, Supervisor

WATER DISTRICT NO. 1, EXT. NO. 3

By: _____
_____, Supervisor

WATER DISTRICT NO. 2

By: _____
_____, Supervisor

WATER DISTRICT NO. 3

By: _____
_____, Supervisor

WATER DISTRICT NO. 4

By: _____
_____, Supervisor

WATER DISTRICT NO. 4, EXT. NO. 1

By: _____
_____, Supervisor

WATER DISTRICT NO. 4, EXT. NO. 2

By: _____

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, Supervisor

WATER DISTRICT NO. 5

By: _____
, Supervisor

WATER DISTRICT NO. 5, EXT. NO. 1

By: _____
, Supervisor

WATER DISTRICT NO. 5, EXT. NO. 2

By: _____
, Supervisor

WATER DISTRICT NO. 6

By: _____
, Supervisor

WATER DISTRICT NO. 6, EXT. NO. 1

By: _____
, Supervisor

WATER DISTRICT NO. 6, EXT. NO. 2

By: _____
, Supervisor