

A regular meeting of the Town Board of the Town of Moreau was held on January 11, 2022 in the Town of Moreau Municipal building, 351 Reynolds Road, Moreau, New York.

The meeting was held in person, as well as broadcast via Zoom.

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

**Town Board Members Present**

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

**Town Board Members Absent**

None

**Also present:** Leeann McCabe, Town Clerk; Karla Buettner, Attorney for the Town

The Supervisor led the Pledge of Allegiance.

**APPROVAL OF MINUTES**

The minutes from December 21, 2021 (2 sets), December 22, 2021 (4 sets) and December 28, 2021 were presented to the Town Board prior to the meeting for their review, comment, correction and approval.

The Supervisor stated that there were two corrections.

On page 484 of the Public Hearing minutes from December 22, 2021, first paragraph, 5<sup>th</sup> line down, change “health insurance” to “cancer insurance”.

On page 487 of the Public Hearing minutes from December 22, 2021, first paragraph, first line, Change “Bruce Rudolph” to “Reece Rudolph”.

**Resolution #2022-56**

A motion was made by Councilmember Noonan, seconded by Councilmember VanTassel and carried, to approve the minutes from December 21, 2021 (2 sets) as prepared.

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

Councilmember Stewart	Abstain
Councilmember Noonan	Aye
Councilmember VanTassel	Aye
Councilmember Donohue	Aye
Supervisor Kusnierz	Aye

**Resolution #2022-57**

A motion was made by Councilmember VanTassel, seconded by Councilmember Noonan and carried, to approve the minutes from December 22, 2021 (4 sets) with the above noted corrections.

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

Councilmember Stewart	Abstain
Councilmember Noonan	Aye
Councilmember VanTassel	Aye
Councilmember Donohue	Abstain
Supervisor Kusnierz	Aye

A regular meeting of the Town Board of the Town of Moreau was held on January 11, 2022 in the Town of Moreau Municipal building, 351 Reynolds Road, Moreau, New York.

**Resolution #2022-58**

A motion was made by Councilmember VanTassel, seconded by Councilmember Donohue and carried, to approve the minutes from December 28, 2021 (Audit Meeting) as prepared.

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

Councilmember Stewart	Abstain
Councilmember Noonan	Abstain
Councilmember VanTassel	Aye
Councilmember Donohue	Aye
Supervisor Kusnierz	Aye

**COVID-19 UPDATE**

The Supervisor stated that Saratoga County had received 10,000 COVID test kits, which were divided amongst the towns based on population percentages from the most recent census data. The Town of Moreau received approximately 700 kits, which were all handed out within a few days of receiving them. The Supervisor stated that the County is working to get additional kits, hopefully by next week, and will get them out to the towns as quickly as possible.

As of 3:00 p.m. on January 8, 2022

In Saratoga County

62 Hospitalized

Saratoga County has had (1) individual that passed away from COVID, who was fully vaccinated and had their booster.

The number of individuals in Saratoga County that are currently hospitalized, who have been fully vaccinated, but not yet eligible for the booster, is at (1).

The number of individuals in Saratoga County that are currently hospitalized, who have been fully vaccinated and who were eligible for the booster but hadn't yet received it, is at (28).

The number of individuals in Saratoga County that are currently hospitalized, who have been fully vaccinated and have received their booster, is at (7).

In the Town of Moreau

219 Active Cases

In the Village of South Glens Falls

61 Active Cases

**61 HUDSON STREET**

The Supervisor stated that this agenda item didn't require action at this meeting. He stated that the Town is waiting on a response to the lot line adjustment that the Town is working on.

**ANNEX BUILDING LEASE**

The Supervisor stated that the Town has been working on a lease agreement for the building out front and that they've agreed to the Town Board's position. He stated that the agreement has been reviewed by

A regular meeting of the Town Board of the Town of Moreau was held on January 11, 2022 in the Town of Moreau Municipal building, 351 Reynolds Road, Moreau, New York.

Counsel and is satisfactory. The lease agreement would be between LifeWorks Action Community Action, Inc. Head Start and the Town of Moreau. The agreement would be for a three-year term (January 1, 2022 through December 31, 2024), unless extended due to the terms of the agreement. The payment would be \$1,700.00 monthly in lieu of electric and heat. They're also agreeable to a \$600 annual escalator.

**Resolution #2022-59**

A motion was made by Councilmember VanTassel, seconded by Councilmember Stewart and carried, authorizing the Supervisor to enter into a lease agreement per the terms the Town Board has before them tonight.

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

Councilmember Stewart	Aye
Councilmember Noonan	Aye
Councilmember VanTassel	Aye
Councilmember Donohue	Aye
Supervisor Kusnierz	Aye

**ELECTRONIC OFFICE PRODUCTS**

The Supervisor stated that this agenda item was for the Electronic Office Products maintenance agreement for the Toshiba copier in the Supervisor's office. The term of the agreement would be from January 16, 2022 through January 16, 2023. The Supervisor stated that he believed the terms to be the same as last year, with a \$60.00/month fee for up to 7,000 copies. He stated that there is an overage rate of \$0.0125 per click, however, the Town has never gone over the 7,000 copies per month.

**Resolution #2022-60**

A motion was made by Councilmember Noonan, seconded by Councilmember Stewart and carried, authorizing the Supervisor to sign a maintenance agreement renewal form with Electronic Office Products Inc.

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

Councilmember Stewart	Aye
Councilmember Noonan	Aye
Councilmember VanTassel	Aye
Councilmember Donohue	Aye
Supervisor Kusnierz	Aye

**WASTE HAULING RFP**

The Supervisor tabled this agenda item and stated that they are awaiting more information.

**WATER DEPARTMENT**

The Supervisor stated that he has been working with Mike Mooney, the Water Superintendent, and a question has come up from the Clerk, from a billing standpoint, what direction the Town Board wants to go with the software billing program. She stated that she had given information to the Board members from a quote she received from RVS Software. The Supervisor stated that the Town of Wilton uses RVS Software billing and in speaking with Mike Mooney, he was told that once RVS uploads our data, they'll make a copy of it for the Town. He provided the Board members with the emailed quote and stated that the fees don't include an on-line bill paying vendor. He stated that would be a separate fee. The quoted price for 3,000 customers was \$7,945 plus on-line payments and for 4,000 customers it would be \$8,745.00 plus on-line payments. The annual support fee would be approximately \$1,200.00. The Supervisor stated that Mr. Mooney had recommended the program and that if the Town Board wanted to

A regular meeting of the Town Board of the Town of Moreau was held on January 11, 2022 in the Town of Moreau Municipal building, 351 Reynolds Road, Moreau, New York.

move forward with it, there were funds available in 8310.4. The Supervisor went on to say that the on-line bill pay would be through a separate vendor. He stated that there are people who want to pay on-line and people who want to set up an accounts for automatic payments. He stated, that with that system, you can set up your own account and look at past billing. He stated, that with the auto bill pay, it would reduce staffing because we wouldn't be sending paper bills. The Supervisor recommended that the Water Committee get some quotes and they can bring it up before the next Board meeting. He stated that he would also be asking the Water Committee to work with the Town engineer and Mike Mooney to get together to make sure the rate structure is appropriate. The Supervisor recommended that they use the current rate structure for the monthly billing, which hadn't gone out yet for January and then once the comprehensive study is complete, they can make a decision for the March billing.

The Supervisor asked the Board members what they thought of RVS. Councilmember VanTassel asked the Clerk if the program addressed her concerns to make things more efficient. The Town Clerk stated, that the only thing it addressed for her, was that it was put to her that they wanted the transition to be done as quickly as possible and this company stated they could do it in 2-weeks vs. Edmunds GovTech, which would take 4-6 months. She stated that the only thing that stood out for her is that it would be a quicker transition. She stated that they would be able to add the EDU's without her staff having to put them in manually. She stated, that with RVS, the program would have to be customized and with Edmunds GovTech they already know what our needs are. She stated that Mike Mooney doesn't work for the Town of Wilton, he works for a Water Authority, and they don't do relevies. She stated that the billing he does is much different from the Town's billing. She stated that the water authority doesn't charge people to use credit card payments on-line, where the Town would have to. She stated that the program isn't any better or worse than the current Edmunds program, they would just be able to convert the data faster. Councilmember VanTassel asked if the Town was under a time constraint. The Clerk stated that bills have to go out March 1<sup>st</sup> and there are about 3,000 customers, that EDU's will have to be manually entered. She stated, that with tax collection and being a person down, it will be difficult to get it done. Councilmember VanTassel wasn't sure that they should choose a vendor simply because they can do a conversion quickly. He asked the Clerk if there was anything they had to decide on tonight and the Clerk replied no.

### **BUILDING DEPARTMENT**

The Supervisor stated that he had received a request to refund the remainder of the escrow account for Stewarts Shops in the amount of \$126.98. He stated that the Building Inspector has signed off on it.

### **Resolution #2022-61**

A motion was made by Councilmember Noonan, seconded by Councilmember Stewart and carried, allowing the remainder of the escrow account to be refunded to Stewarts Shops in the amount of \$126.98.

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

Councilmember Stewart	Aye
Councilmember Noonan	Aye
Councilmember VanTassel	Aye
Councilmember Donohue	Aye
Supervisor Kusnierz	Aye

The Building Inspector requested permission to attend an educational conference in Lake Placid from February 28, 2022 through March 3, 2022. The conference is sponsored by Northern Adirondack Code Officials Association and by attending, the Building Inspector would fulfill his entire requirements of 24 annual in-service credit hours, which are mandated by New York State to maintain his certification for Building Inspector/Code Enforcement Officer. The Building Inspector estimated his expenses to be as follows:

Fee for conference:	\$380.00 per person
Annual Dues 2022:	\$25.00 per person
Hotel:	\$119.00 per night for 3 nights= \$357.00 per person

A regular meeting of the Town Board of the Town of Moreau was held on January 11, 2022 in the Town of Moreau Municipal building, 351 Reynolds Road, Moreau, New York.

Total: \$762.00 Plus reasonable and proper expenses including mileage and meals.

The expense would be paid from account B3620.4.

It was mentioned that there wouldn't be mileage reimbursement because the Building Inspector would be using the Town truck.

**Resolution #2022-62**

A motion was made by Councilmember VanTassel, seconded by Councilmember Noonan and carried, Authorizing the Building Inspector/Code Enforcement Officer to attend the Northern Adirondack Code Enforcement Officials Educational Conference from February 28, 2022 through March 3, 2022, at a cost of up to \$762.00.

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

Councilmember Stewart	Aye
Councilmember Noonan	Aye
Councilmember VanTassel	Aye
Councilmember Donohue	Aye
Supervisor Kusnierz	Aye

The Supervisor stated that there was a request relating to Pointe Drive and a bond currently in the custody of the Town. He stated that the Highway Superintendent and Building Inspector have both signed off on this and Counsel has reviewed it. He stated that everything looked good.

**Resolution #2022-63**

A motion was made by Councilmember VanTassel, seconded by Councilmember Donohue and carried, that, as the work has been completed pursuant to Town Code, section 124-17 (b)(6), the Town Board hereby releases the completion bond on Pointe Drive to Galusha & Sons LLC.

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

Councilmember Stewart	Aye
Councilmember Noonan	Aye
Councilmember VanTassel	Aye
Councilmember Donohue	Aye
Supervisor Kusnierz	Aye

**HIGHWAY DEPARTMENT**

The Supervisor noted that they would be going into executive session to discuss CSEA negotiations. He stated that there was also a request from the Highway Superintendent in relation to a purchase order that was exceeded in 2021, in the amount of \$2,400.00.

**Resolution #2022-64**

A motion was made by Councilmember Noonan, seconded by Councilmember Stewart and carried, authorizing an increase to the purchase order for diesel fuel for 2021, from Main Care Energy, in the amount of \$2,400.00.

A regular meeting of the Town Board of the Town of Moreau was held on January 11, 2022 in the Town of Moreau Municipal building, 351 Reynolds Road, Moreau, New York.

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

Councilmember Stewart	Aye
Councilmember Noonan	Aye
Councilmember VanTassel	Aye
Councilmember Donohue	Aye
Supervisor Kusnierz	Aye

### **ASSESSOR'S OFFICE**

The Supervisor stated that this topic had been discussed at a previous meeting, where municipalities had the option to institute a local resolution in relation to suspending the requirements for renewal applications as a condition to granting exemptions under sections 459-C and 467 of the Real Property Tax Law. He stated that the Assessor is recommending that the Town pass a resolution. The Town Clerk read the following resolution into the record as follows:

### **TOWN BOARD TOWN OF MOREAU**

#### **RESOLUTION: ADOPTS PROVISIONS OF EXECUTIVE ORDER 11.1 SUSPENDING THE REQUIREMENTS OF RENEWAL APPLICATIONS AS A CONDITION TO GRANTING EXEMPTIONS UNDER SECTIONS 459-C AND 467 OF THE REAL PROPERTY TAX LAW**

**WHEREAS**, the Governor of the State of New York by Executive Order No. 11 dated November 27, 2021, declared a state disaster emergency for the entire State of New York; and

**WHEREAS**, pursuant to Section 29-a of Article 2-B of the Executive Law, New York State Governor Kathy Hochul did issue Executive Order 11.1 dated December 26, 2021, which authorized, by local option, the governing body, to adopt the provisions of that Executive Order 11.1, which temporarily suspends or modifies, subdivisions 7, 7-a and 8 of section 459-c of the Real Property Tax Law and subdivisions 5, 5-a, 5-b, 5-c and 6 of section 467 of the Real Property Tax Law;

**NOW, THEREFORE, BE IT RESOLVED**, that pursuant to Executive Order 11.1 issued by New York State Governor Kathy Hochul on December 26, 2021, the Town Board of the Town of Moreau hereby adopts, as a local option, the suspension of subdivisions 7, 7-a and 8 of section 459-c of the Real Property Tax Law and subdivisions 5, 5-a, 5-b, 5-c and 6 of section 467 of the Real Property Tax Law; and

**BE IT FURTHER, RESOLVED**, that the Assessor is hereby directed to grant exemptions pursuant to such sections on the 2022 assessment roll to all property owners who received the above referenced exemption on the 2021 assessment roll, thereby dispensing with the need for such individuals to file renewal applications for such exemptions; and

**BE IT FURTHER, RESOLVED**, that the Assessor of the Town of Moreau has the authority to require a renewal application to be filed when she has reason to believe that an owner who qualified for the exemption on the 2021 assessment roll may have since changed his or her primary residence, added another owner to the deed, transferred the property to a new owner, or died; and

**BE IT FURTHER, RESOLVED**, that in the event the Assessor believes a renewal application is required to be filed as indicated above, she shall send the renewal application through the postal mail or electronic means, if applicable; and

**BE IT FURTHER, RESOLVED**, that said renewal application may be returned by mail or by making an appointment to drop it off at the Assessor's office at 351 Reynolds Road, Moreau, New York, 12828.

A regular meeting of the Town Board of the Town of Moreau was held on January 11, 2022 in the Town of Moreau Municipal building, 351 Reynolds Road, Moreau, New York.

MOTION: Councilmember VanTassel

SECOND: Councilmember Noonan

	Aye	Nay
Councilmember Donohue	X	
Councilmember Noonan	X	
Councilmember Stewart	X	
Councilmember Van Tassel	X	
Supervisor Kusnierz	X	

**Resolution #2022-65**

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 Town Clerk.

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

Councilmember Stewart      Aye  
Councilmember Noonan      Aye  
Councilmember VanTassel      Aye  
Councilmember Donohue      Aye  
Supervisor Kusnierz      Aye

**SUPERVISOR ITEMS**

The Supervisor reported that he had received a resignation from the Billing Coordinator, Tammy Daley. Her last day will be April 1, 2022.

**Resolution #2022-66**

A motion was made by Councilmember Noonan, seconded by Councilmember Stewart and carried, to accept the resignation of Tammy Daley, Billing Coordinator, with her last day being April 1, 2022.

Councilmember VanTassel stated that he wished her luck and thanked her for her services. The Supervisor thanked her for all she's done, not only on behalf of the offices she worked in, but on behalf of the residents as well.

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

Councilmember Stewart      Aye  
Councilmember Noonan      Aye  
Councilmember VanTassel      Aye  
Councilmember Donohue      Aye  
Supervisor Kusnierz      Aye

The Supervisor reported that the Annual Association of Towns conference will be held virtually this year.

The Supervisor read his committee appointments for 2022 as follows:

A regular meeting of the Town Board of the Town of Moreau was held on January 11, 2022 in the Town of Moreau Municipal building, 351 Reynolds Road, Moreau, New York.

**SUPERVISOR  
2022 COMMITTEE APPOINTMENTS**

Buildings & Grounds.....	Councilmember Stewart
.....	Councilmember Noonan
Cable TV.....	Councilmember Noonan
.....	Councilmember Donohue
Cemetery.....	Councilmember Stewart
.....	Councilmember Donohue
Economic, Small Business and Technology Development.....	Councilmember VanTassel
.....	Councilmember Noonan
Highway Department.....	Councilmember Stewart
.....	Councilmember Donohue
Industrial Park.....	Councilmember Noonan
.....	Councilmember VanTassel
Insurance.....	Councilmember Stewart
.....	Councilmember Donohue
Local Waterfront Revitalization.....	Councilmember VanTassel
.....	Councilmember Donohue
Personnel & Employee Compensation.....	Councilmember VanTassel
.....	Councilmember Noonan
Recreation.....	Councilmember VanTassel
.....	Councilmember Stewart
Transfer Station/Landfill.....	Councilmember Stewart
.....	Councilmember Donohue
Water 1, 2, 3, 4, 5, 6 & Sewer 1.....	Councilmember Noonan
.....	Councilmember VanTassel
Fire Company Liaison.....	Councilmember Noonan
Crandall Library Liaison.....	Councilmember VanTassel
Moreau Community Center Liaison.....	Councilmember VanTassel
.....	Councilmember Donohue
Moreau Emergency Squad Liaison.....	Councilmember Stewart
Zoning Liaison.....	Councilmember Noonan
.....	Councilmember Stewart



A regular meeting of the Town Board of the Town of Moreau was held on January 11, 2022 in the Town of Moreau Municipal building, 351 Reynolds Road, Moreau, New York.

The Supervisor mentioned that he will have a telephone call tomorrow, with an individual from California, who is interested in locating his business to the Moreau Industrial Park. He stated that he didn't know anything about the company but will find out tomorrow.

### **COMMITTEE REPORTS**

Councilmember Donohue spoke about the Transfer Station by first stating that he hoped the loader would hold up through the winter. He stated that he had spoken with Paul Joseph and that he has graciously volunteered to look at prices of new ones and used ones. He also stated that Mr. Joseph told him there are companies that will lease their equipment rather than having to buy it outright. He stated that he had looked into one company who turns the title over right away and commented that you would just be leasing for ten years vs. buying. He stated that Mr. Joseph would be getting him some prices. The Supervisor stated that the larger towns in the County lease a majority of their equipment and then can buy for a nominal fee at the end of the lease. He also stated that they constantly turn over their leases, so they have pretty new equipment all the time. Councilmember Donohue stated, for the limited amount of use it would have at the Transfer Station, a new piece of equipment should last a long time. He stated that he hopes to have some more information for the Town Board.

### **EXECUTIVE SESSION**

A motion was made by Councilmember VanTassel, seconded by Councilmember Noonan and carried, to adjourn to executive session at 7:46 p.m. to receive an update on CSEA bargaining unit negotiations.

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

Councilmember Stewart	Aye
Councilmember Noonan	Aye
Councilmember VanTassel	Aye
Councilmember Donohue	Aye
Supervisor Kusnierz	Aye

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

The Town Board members returned from executive session at 8:10 p.m. with the Supervisor making note that there was no action taken in executive session.

### **Resolution #2022-67**

A motion was made by Councilmember VanTassel, seconded by Councilmember Noonan and carried, that the Town Board hereby approves the terms of the memorandum agreement between the Town and CSEA, Town of Moreau Unit # 846400, and hereby authorizes the Town Supervisor to sign the collective bargaining agreement incorporated with the terms of the memorandum of agreement.

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

Councilmember Stewart	Aye
Councilmember Noonan	Aye
Councilmember VanTassel	Aye
Councilmember Donohue	Aye
Supervisor Kusnierz	Aye

### **OTHER BUSINESS**

Councilmember Donohue asked about a solar workshop. He stated that he knew they wanted to give Councilmember Stewart time to get up to speed and asked that the Board members reach out to

A regular meeting of the Town Board of the Town of Moreau was held on January 11, 2022 in the Town of Moreau Municipal building, 351 Reynolds Road, Moreau, New York.

Councilmember Stewart and give him any information they may have and when he feels comfortable, they can schedule another workshop. He stated that he would sit down with Councilmember Stewart and give him any information he had.

**PRIVILEGE OF THE FLOOR**

There were no members of the public in attendance nor via Zoom who wished to be heard.

A motion was made by Councilmember Donohue, seconded by Councilmember Stewart to close the meeting for the evening at 8:12 p.m.

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

Councilmember Stewart	Aye
Councilmember Noonan	Aye
Councilmember VanTassel	Aye
Councilmember Donohue	Aye
Supervisor Kusnierz	Aye

Meeting adjourned.

Respectfully submitted,

Leeann McCabe  
Town Clerk