

A regular meeting of the Town Board of the Town of Moreau was held on June 14, 2022 in the Town of Moreau Municipal building, 351 Reynolds Road, Moreau, New York.

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

### **Town Board Members Present**

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

### **Town Board Members Absent**

John Donohue, Jr.	Councilmember
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**Also present:** Barbara Bartlett, Deputy Town Clerk; Lisa Sperry, Supervisor’s Confidential Secretary; Malcolm O’Hara, Attorney for the Town; Others: Luke Michaels, Gianni Simone, David Rogge, Ty Hall, Vicki Hall, Justin Grassi

The Supervisor asked the Deputy Clerk to call the roll for attendance, and then led the Pledge of Allegiance.

### **APPROVAL OF MINUTES**

Supervisor Kusnierz recommended tabling the approval of the minutes (May 24, 2022 Public Hearing, May 24, 2022 Month-End Meeting, and May 24, 2022 Regular Meeting), as the drafts were just provided today and the members had not yet had the opportunity to review them.

### **LOCAL LAW 2 of 2022 – SEWER ORDINANCE**

Supervisor Kusnierz stated that he would prefer the full Board was present, but that it would be prudent to move forward with discussion at this time, due to the moratorium expiring before the next board meeting. Attorney Malcolm O’Hara gave a brief overview of the ordinance that will update the Sewer code. The Supervisor stated for the record, the following document edits are needed: Resolution - 2<sup>nd</sup> paragraph from the bottom, “Engineer for the Village” should be “Engineer for the Town”. And on the Notice of Adoption - the heading should read “Town of Moreau, Notice of Adoption, Adoption of Local Law 2 of 2022, Repealing and Replacing Chapter 115 “Sewers” of the Code of the Town”. The Town has been working toward a potential adoption prior to the sunset of the moratorium. The Town Board felt strongly that they did not want to do an extension of the moratorium. Public Hearings have taken place and brought us to this point. The Supervisor asked the Board if they would like to move forward. Councilmember Noonan stated that they have been working on this long enough and would like to continue with the process. Councilmember Stewart stated there were a few items he would like to discuss for clarification, one of which being the estimated “live” date. The Supervisor replied that all local laws become effective upon filing with the Department of State. In this case, it should be tomorrow or the next day. Supervisor Kusnierz stated, that by contract, the sewer extension is required to be completed by December 31<sup>st</sup> and is on track. Councilmember Stewart asked for clarification on the Sewer Regulation 115-74 “Required to Connect – New Construction” regarding the “2,000 gallons per day or more”, to which the Supervisor replied that it was a typo and should be 1,000 gallons per day, and mirror the language in Local Law 3. Councilmember Stewart asked if existing homes will be required to be in the sewer district if the sewer goes in front of their house, or within 1/2 mile, or are they grandfathered and exempt? Supervisor Kusnierz stated that existing homes will not be in the district, but that new homes will be. The Supervisor also stated that there have been a number of requests from people who weren’t in the district but would now like to be included. The engineer for the Town recommended that the Town Board could adopt a policy for outside users. Councilmember Stewart asked for clarification on how sewer usage is calculated and would there be any concern for irrigation. Councilmember Noonan mentioned a previous discussion of having 2 separate meters in those cases. Supervisor Kusnierz wished to remind everyone, that as they went through the process, they looked at threshold options and it was up

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to the Town if they wanted to adjust the subdivision limits. They went with 10 EDUs, which is twice the amount of the DOH requirement of 5 EDUs.

The Supervisor stated that they would move forward, with the typo change [in Chapter 115-74] to be corrected (2,000 gallons to 1,000 gallons) and the Board moved on to the SEQRA. Attorney O'Hara read through Part 2 as the Town Board answered the questions. The Town Board determined that there was no significant environmental impact with respect to this local law.

### **Resolution #2022-211**

A motion was made by Councilmember Noonan, seconded by Councilmember VanTassel and carried, to issue a negative declaration with respect to Part 2 of the Short Environmental Assessment Form for Local Law #2 of 2022.

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

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

Supervisor Kusnierz read into the record the narrative included as Part 3 of the Short Environmental Assessment Form:

The Town Board of the Town of Moreau, as lead agency, has taken a hard look at the environmental impacts which may occur as a result of the adoption of Local Law 2 of 2022 and has determined that the adoption will result in no significant environmental impact.

Local Law 2 of 2022 repeals the current sewer use law, Chapter 115, and replaces it in its entirety. The quality of the Town's groundwater equality is fundamental to the quality of life in the Town. It is the intent of the Town of Moreau to provide sewer works which are of the highest quality using the highest possible construction methods, operation and maintenance and materials for construction, in order to protect its groundwater resources. The current sewer use law was enacted in or around 1998, at a time when the Town had minimal municipal sewer users. At that time, the majority of the Town's wastewater was controlled through the use of private septic systems. Since then, the Town has significantly expanded its sewer infrastructure, including a multi-million dollar project bringing sewer along the main commercial corridor of the Town and to certain areas that necessarily require public sewer for environmental reasons, including the significant protection of groundwater. To that end, the Town Board determined it necessary to update, in its totality, the sewer code.

In drafting the updated code, the Town Board took a hard and detailed look at the potential impacts of updating the sewer code on public health and facilities. In doing so, it engaged and worked in tandem with engineering firm Laberge Group, the NYS Department of Environmental Conservation and the NYS Department of Health, as well as retaining Special Counsel to focus on the legal impacts and language regarding the new sewer law. Using the resources of these professionals, the Town Board carefully crafted the language of the new sewer law to make certain it had little environmental impact. The Town Board engaged with the public in two separate public hearings, obtaining verbal and written comments by members of the public as well as the City of Glens Falls, the municipal entity with which the Town contracts for treatment of its wastewater. Using these resources, the Town Board carefully analyzed the environmental impacts on the adoption of the sewer law.

With the enactment of this law, the Town shall continually consider and assess all the immediate and future impacts on the well-being of our Town of all actions taken with regard to expanding, upgrading and permitting sewer works. To that end, in reviewing the environmental impacts of the new sewer law, the Town shall require approval of any new sewer works to include, in addition to any and all other regulatory requirements, an acceptable engineering assessment of

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how that system could be integrated into a future Town-wide system. The Town's intent with the enactment of this law is to make certain that all new sewer works are constructed in such a way and of such materials that they meet all applicable standards identified in the town code as well as any and all applicable regulations issued by Saratoga County Sewer District #1 and the City of Glens Falls. This uniformity and standard compliance will act towards maintaining and continuing to protect the groundwater of the Town for its residents.

Based on this extensive environmental review, the Town carefully reviewed each and every question in Part 2, finding that the adoption of the sewer law will have "no or small impact." To the contrary, the adoption of the sewer law is beneficial to public health and the environment, and as a result, the Town has determined that the adoption of Local Law 2 of 2022 shall result in no significant environmental impact.

Supervisor Kusnierz asked the Deputy Town Clerk to read the proposed resolution. The following resolution was read into the record:

**RESOLUTION  
TOWN BOARD  
TOWN OF MOREAU**

**ADOPTION OF LOCAL LAW 2 OF 2022, REPEALING AND REPLACING IN ITS  
ENTIRETY CHAPTER 115 "SEWERS" OF THE CODE OF THE TOWN OF MOREAU**

WHEREAS, the Town Board of the Town of Moreau ("Board") is considering the adoption of Local Law No. 2 of 2022, which, if adopted as proposed, repeals and replaces in its entirety Chapter 115 "Sewers"; and

WHEREAS, the Board finds that the adoption of Local Law No. 2 of 2022 is in the best interest of the Town and it is necessary to provide for the health, safety and welfare of Town residents and property owners; and

WHEREAS, the Board finds that the adoption of Local Law No. 2 of 2022 is a necessary and proper exercise of authority by the Board; and

WHEREAS, the authority for the enactment of this local law is found in Section 10(1)(i) of the Municipal Home Rule Law; and

WHEREAS, pursuant to Section 20 of the Municipal Home Rule Law, a public hearing on the proposed adoption of Local Law No. 2 of 2022 was properly noticed in the newspaper and posted, and was duly conducted on May 24, 2022, at the Town Municipal Complex; and

WHEREAS, the Board has considered the public comments provided before and those made at the public hearing, including verbal and written comments; and

WHEREAS, the Board has worked significantly with the Engineer for the Town, Laberge Group, and municipal agencies to make certain that the law, as written, takes into account the amount of capacity for treatment available now and for future development; and

WHEREAS, the Board has reviewed the language of the law with a specific interest in maintaining the constitutionality of the law, specifically reviewing any current proposed projects or projects in the planning process which have not yet received municipal approval to move forward to make certain that no portion of the law acts as an unconstitutional taking of any rights of any property owners within the Town; and

WHEREAS, the Board reviewed the language in the 2019 Comprehensive Plan which calls for supportive infrastructure such as municipal sewer; and

WHEREAS, the Board, serving as lead agency for this Unlisted action under SEQRA, reviewed a short environmental assessment form and determined that the action does not present any adverse environmental impacts; and

WHEREAS, after thorough review and deliberation, the Board proposes to adopt Local Law No. 2 of 2022; and

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WHEREAS, Special Counsel to the Town has prepared the necessary documents for filing this local law with the Secretary of State including the text of the law itself;

NOW THEREFORE, BE IT RESOLVED, that the Board hereby adopts Local Law No. 2 of 2022, which amends the law as stated above; and

BE IT FURTHER RESOLVED, that the Board adopts and authorizes the filing of a negative declaration under the State Environmental Quality Review Act, for the reasons set forth in the Part 3 Narrative attached hereto and made a part hereof; and

BE IT FURTHER RESOLVED, that the Board hereby authorizes the Town Clerk and Special Counsel to the Town to make such minor modifications to the local law documents as they deem necessary and thereafter are directed to execute and file the said documents as required by law and to take all of the necessary action for the promulgation thereof.

Supervisor Kusnierz asked the Deputy Town Clerk to read the Notice of Adoption. The following notice was read into the record:

**TOWN OF MOREAU  
NOTICE OF ADOPTION  
LOCAL LAW 2 OF 2022, REPEALING AND REPLACING CHAPTER 115 “SEWERS”  
OF THE CODE OF THE TOWN OF MOREAU**

NOTICE IS HEREBY GIVEN, by the Town Board of the Town of Moreau, that a public hearing was held on May 24, 2022, and closed on May 24, 2022, and on June 14, 2022 the Town Board adopted Local Law No. 2 of 2022 which repeals and replaces in its entirety Chapter 115 “Sewers” of the Code of the Town of Moreau. A copy of Local Law No. 2 of 2022 can be obtained at the Town Municipal Complex and on the Town’s website.

Dated:

Leeann McCabe  
Town Clerk

**Resolution #2022-212**

A motion was made by Councilmember VanTassel, seconded by Councilmember Noonan and carried, to adopt the foregoing resolution, adopting Local Law 2 of 2022, as read into the record by the Deputy Town Clerk.

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

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

Councilmember Noonan stated that he was glad we are moving forward with this, it will be very beneficial to the Town of Moreau, not just today, but down the road as well. Supervisor Kusnierz confirmed with Attorney O’Hara that it will be hand-delivered to the Department of State tomorrow.

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**LOCAL LAW 3 of 2022 – ZONING AMENDMENTS**

Attorney O’Hara gave a brief overview of the fundamentals of the amendment and read through Part 2 of the Short Environmental Assessment Form as the Town Board answered the questions. The Town Board determined that there was no significant environmental impact with respect to this local law.

**Resolution #2022-213**

A motion was made by Councilmember Noonan, seconded by Councilmember VanTassel and carried, to issue a negative declaration with respect to Part 2 of the Short Environmental Assessment Form for Local Law #3 of 2022.

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

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

Supervisor Kusnierz asked the Deputy Town Clerk to read the Notice of Adoption. The following notice was read into the record:

**TOWN OF MOREAU  
NOTICE OF ADOPTION LOCAL LAW 3 OF 2022  
AMENDING THE ZONING CODE OF THE TOWN OF MOREAU**

NOTICE IS HEREBY GIVEN, by the Town Board of the Town of Moreau, that a public hearing was held on April 26, 2022, and closed on May 24, 2022, and on June 14, 2022 the Town Board adopted Local Law No. 3 of 2022 which amends the Zoning Code of the Town of Moreau, including the Bulk, Area and Use Schedules, to clarify procedures related to site plan and subdivision applications and approvals. A copy of Local Law No. 3 of 2022 can be obtained at the Town Municipal Complex and on the Town’s website.

Dated:

Leeann McCabe  
Town Clerk

Supervisor Kusnierz read into record the narrative included as Part 3 of the SEQRA:

The Town Board of the Town of Moreau, as lead agency, has taken a hard look at the environmental impacts which may occur as a result of the adoption of Local Law 3 of 2022 and has determined that the adoption will result in no significant environmental impact.

Local Law 3 of 2022 amends the Town of Moreau’s Zoning Code, including Bulk, Area and Use Schedules, and clarifies procedures for site plan and subdivision applications. The purpose of the revisions and additions to the law is to bring the Code up to the realities of the town in 2022. Specifically, the amendments underscore the importance of three areas: (1) sewer infrastructure and the quality of the Town’s groundwater in relation to the

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quality of life within the Town, taking into account the effect of density and increased residential development, (2) water, taking into account the benefits of municipal water in areas where existing water mains exist in close proximity to large subdivisions; and (3) updating and clarifying the procedures for applicants to obtain site plan and subdivision approval to make certain that the proper standards, studies and permits are obtained prior to approvals. It is the intent of the Town of Moreau to protect the public health, safety and welfare of its residents while balancing property rights of all owners and protecting the environment.

The amendments to the code require the applicant of a large development to petition the Town Board to create both a sanitary sewer district and a water district extension. The Town has historically been inundated with septic systems, and recently a number of them have failed or are in danger of failing, which poses an environmental hazard to the Town's groundwater supplies. It has been argued that in certain areas of the Town the soils are ideal for the use of septic system and as such to require creation of a sewer district extension would be a financial detriment to the applicant of these large subdivisions. However, the Town Board, in connection with advice from the engineering firm Laberge Group, the NYS Department of Environmental Conservation and the NYS Department of Health and the Saratoga County Planning Board, as well as input from the Town Zoning Administrator, reviewed the environmental impacts of the proposed requirement to connect to municipal sewer and has determined that the amendments are necessary to meet the needs of the Town. Similarly, the Town Board has reviewed the necessity for connection to municipal water, not only through these amendments but when seen in conjunction with the recent consolidation of the Town's water districts and adoption of a new Water law. All of these actions by the Town have been done as both a reaction and a proactive measure to the substantial increase in both commercial and residential development within the Town.

Similarly, the Town's revision of the requirements for connection to public water and sewer in the Bulk, Area, and Use Schedules reflect the current and future growth of the Town in both commercial and residential development, and work towards protecting the groundwater and potable water for the Town's residents.

Further, the clarification of requirements in the site plan and subdivision portions of the code are intended to provide applicants with more detailed and specific information regarding the Town's requirements in both site plan and subdivision review.

In drafting the amendments to the code, the Town Board took a hard and detailed look at the potential impacts on public health, safety, welfare as well as public facilities. The Town Board utilized information provided by its engineering consultants, special counsel, building department, and zoning and planning boards. It held a public hearing and received both written and verbal comment on the law, most of which dealt not with any environmental aspect of the adoption of the law but rather dealt with the financial effects the law would have on applicants and developers. The Town Board sought and obtained approval from the Saratoga County Planning Board, which in its Decision commented "the Members [of the Saratoga County Planning Board] had voiced concerns about plan design in which private sanitary (septic) was utilized when the extension of existing force main sewer to the site seemed to be a logical provision. It has been the observation of this Board and Department over many years that as development (both residential and commercial/industrial) in any County municipality increases with population growth there results an analysis of the need for public sewer and water to serve

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new development and a review of building lot sizes per schedule. We recognize this property Text Amendment to be a reflection of the current status in the Town of Moreau.” The 2019 Comprehensive Plan calls for “a revised Zoning ordinance that emphasizes a balanced approach to managing future land uses which will result in proportionate increases in the Town population.” The Town Board took all of this information into account when reviewing Part 2 of this form. Using these resources, the Town Board carefully analyzed the environmental impacts on the adoption of the zoning amendment.

With the enactment of this law, the Town shall continually consider and assess all the immediate and future impacts on the well-being of the Town of all actions taken with respect to public water and public sewer, and the relation to the site plan and subdivision process. Based on this extensive environmental review, the Town carefully reviewed each and every question in Part 2, finding that the adoption of the zoning amendment will have “no or small impact.” To the contrary, the adoption of the zoning amendment is beneficial to public health and the environment, and as a result, the Town has determined that the adoption of Local Law 3 of 2022 shall result in no significant environmental impact.

Supervisor Kusnierz asked the Deputy Town Clerk to read the proposed resolution. The following resolution was read into the record:

**RESOLUTION  
TOWN BOARD  
TOWN OF MOREAU**

**ADOPTION OF LOCAL LAW 3 OF 2022, AMENDING THE ZONING CODE OF THE  
TOWN OF MOREAU, INCLUDING THE BULK, AREA AND USE SCHEDULES AND TO  
CLARIFY PROCEDURES RELATED TO SITE PLAN AND SUBDIVISION  
APPLICATIONS AND APPROVALS**

WHEREAS, the Town Board of the Town of Moreau (“Board”) is considering the adoption of Local Law No. 3 of 2022, which, if adopted as proposed, amend the Zoning Code of the Town of Moreau, including the Bulk, Area and Use Schedules, to clarify procedures related to site plan and subdivision applications and approvals; and

WHEREAS, the Board finds that the adoption of Local Law No. 3 of 2022 is in the best interest of the Town and it is necessary to provide for the health, safety and welfare of Town residents and property owners; and

WHEREAS, the Board finds that the adoption of Local Law No. 3 of 2022 is a necessary and proper exercise of authority by the Board; and

WHEREAS, the authority for the enactment of this local law is found in Section 10(1)(i) of the Municipal Home Rule Law; and

WHEREAS, pursuant to Section 20 of the Municipal Home Rule Law, a public hearing on the proposed adoption of Local Law No. 3 of 2022 was properly noticed in the newspaper and posted, and was duly conducted on April 26, 2022, at the Town Municipal Complex; and

WHEREAS, the Board has considered the public comments provided before and those made at the public hearing, including verbal and written comments; and

WHEREAS, the Saratoga County Planning Board has issued a decision approving the Local Law pursuant to General Municipal Law §239-M; and

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WHEREAS, the Board has reviewed the language of the law with a specific interest in maintaining the constitutionality of the law, specifically reviewing any current proposed projects or projects in the planning process which have not yet received municipal approval to move forward to make certain that no portion of the law acts as an unconstitutional taking of any rights of any property owners within the Town; and

WHEREAS, the Board reviewed the language in the 2019 Comprehensive Plan which calls for a “revised Zoning ordinance that emphasizes a balanced approach to managing future land uses which will result in proportionate increases in the town population” and drafted the law in accordance with the Plan’s intent; and

WHEREAS, the Board, serving as lead agency for this Unlisted action under SEQRA, reviewed a short environmental assessment form and determined that the action does not present any adverse environmental impacts; and

WHEREAS, after thorough review and deliberation, the Board proposes to adopt Local Law No. 3 of 2022; and

WHEREAS, the Attorney for the Town has prepared the necessary documents for filing this local law with the Secretary of State including the text of the law itself;

NOW THEREFORE, BE IT RESOLVED, that the Board hereby adopts Local Law No. 3 of 2022, which amends the law as stated above; and

BE IT FURTHER RESOLVED, that the Board adopts and authorizes the filing of a negative declaration under the State Environmental Quality Review Act, for the reasons set forth in the Part 3 Narrative attached hereto and made a part hereof; and

BE IT FURTHER RESOLVED, that the Board hereby authorizes the Town Clerk and Attorney for the Town to make such minor modifications to the local law documents as they deem necessary and thereafter are directed to execute and file the said documents as required by law and to take all of the necessary action for the promulgation thereof.

#### **Resolution #2022-214**

A motion was made by Councilmember VanTassel, seconded by Councilmember Noonan and carried, to adopt the foregoing resolution, adopting Local Law 3 of 2022, as read into the record by the Deputy Town Clerk.

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

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

Councilmember VanTassel stated that one area that weighed heavily on him during this process was that there were many non-biased organizations that weighed in with opinions as far as what the environmental impact was.

#### **SALE OF INDUSTRIAL PARK LOT**

Supervisor Kusnierz mentioned that there was an interested buyer as part of a larger project, who would like to purchase a stormwater retention pond, which had been necessary to have according to regulations as they were back in 1991, but regulations have changed over the years and there is no longer a need to use that parcel for stormwater run-off, per Counsel and the Zoning Administrator. So, in order to include that parcel as part of a sale, the Town Board needs to declare that property surplus.



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The Supervisor read the following resolution into the record:

**RESOLUTION  
TOWN BOARD  
TOWN OF MOREAU**

**SUBJECT: RESOLUTION DECLARING TOWN PROPERTY SURPLUS**

WHEREAS, the Town of Moreau owns real property known as tax map parcel number 50.-4-4 located within the Moreau Industrial Park in the Town of Moreau, and

WHEREAS, it is no longer necessary for the Town to retain the property;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby finds the property described herein to be surplus property.

**Resolution #2022-215**

A motion was made by Councilmember Noonan, seconded by Councilmember Stewart and carried, to adopt the foregoing resolution as read into the record by the Supervisor.

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

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

**COMMUNITY CENTER BINGO LICENSE**

Supervisor Kusnierz stated that there was a request from the Moreau Community Center for a Bingo license, and a form BC-4 for Charitable Gaming for the Board's approval. The Supervisor read through the questions on the form and stated that the volunteers listed are the same that were approved previously, and that the director has confirmed that there have been no changes in those statuses. The Supervisor, however, was hesitant to sign as he was not the person conducting the investigation as to whether "all the members designated in the application to conduct bingo are of good moral character and have never been convicted of a crime".

**Resolution #2022-216**

A motion was made by Councilmember Stewart, seconded by Councilmember VanTassel and carried, to authorize the Town Supervisor to sign the Moreau Community Center's BC-4 Findings and Determination for Bingo License upon verification that the investigation has been conducted on item #1.

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

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

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**BUILDING DEPARTMENT**

None

**RECREATION DEPARTMENT**

Supervisor Kusnierz shared a note from the Recreation Leader regarding a request from the Community Coalition for Family Wellness to hold a trunk-or-treat event at Betar Park on October 22, 2022, like the event in 2021, which was a huge success and had around 2,000 people in attendance. The Town Board members were in favor of this request.

The Supervisor stated that it has been a challenge to find lifeguards, and that the Recreation Leader is requesting the re-hire of a part-time seasonal lifeguard for the 2022 season, Austin Peltier at \$13.60 per hour. The Supervisor recommended this action.

**Resolution #2022-217**

A motion was made by Councilmember VanTassel, seconded by Councilmember Stewart and carried, that the following person be re-hired as a lifeguard for the Town of Moreau Recreation Department:

<b>Re-Hired Employee</b>	<b>Rate of Pay</b>
Austin Peltier	\$13.60 / hr

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

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

The Supervisor read from the Recreation Leader’s memo regarding Summer & Fall Programs - (for discussion): “The South Glens Falls School District will be using ARPA funds to offer a large number of free camps/clinics on art, music and sports again this summer. My goal is to try and offer a few things at the Rec Park that will not compete with the school. Then in the fall, I would like to continue offering our typical sports programs. For 2022, my budget line for Rec programming at the Park is \$10,000. Here is my plan for the summer and fall. So long as the Board is OK with this plan, flyers will be sent home with SGF students beginning on 6/15 and the information will be posted on the Town website:”

“Summer Basketball Camp - 4 Weeks Long/3 days per week from 10 AM to 12 PM: June 27- 29, July 4-6, July 11-13 and July 18-20. This camp for students in grades 1-8 has been run by Al Vasak and several former South High basketball players since 2019. I have received a great deal of positive feedback from this camp over the past few years and know that some families look forward to it each summer. The registration fee is \$40 per week and estimated attendance is at least 70 participants over the 4 week period. The only expense would be the instructor fees, which are: Camp Director - \$300/week and 2 Assistants - \$150/week for a total expense for a 4-week camp - \$2,400”

**Resolution #2022-218**

A motion was made by Councilmember Stewart, seconded by Councilmember VanTassel and carried, to approve, for Summer Basketball Camp; one (1) Camp Director and two (2) Assistants, not to exceed \$2,400.00.

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

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

Councilmember Noonan was concerned about an instance where coaches were added in the past and wanted to be sure they at least break even. He stated the Town should not be paying more, and it should be clear that expenses must not exceed \$2,400.00.

“Summer Nature Camp - two (2) one-week camps offered Monday-Friday: July 25-29 and August 1-5. This camp for students in grades K-6 was new in 2021 and well attended. It is taught by the Rec Leader with the help of a college-aged staff member. Each day, children are taught about a different nature topic, with grades K-2 attending from 9-11 AM, then grades 3-6 attending from 1 to 3 PM. The registration fee is \$30 per child and group size is capped at 25 children per session. Anticipated expenses for program and craft materials are not expected to exceed \$300.”

**Resolution #2022-219**

A motion was made by Councilmember VanTassel, seconded by Councilmember Stewart and carried, to authorize the Recreation Leader to run a Summer Nature Camp, with a fee of \$30.00 per child, and with expenses not to exceed \$300.00.

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

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

“Summer Disc Golf Camp - 4 day, learn-to-play camp offered Monday-Thursday: July 18-21. This camp for students in grades 3-8 would be new for 2022. It would be run by professional disc golf player and Betar Park course designer, Jamien Hume (also a music teacher at Hudson Falls). There would be 2 timeslots each day, with grades 3-5 attending from 9-11 AM and grades 6-8 attending from 12-2 PM. The registration fee would be \$30 per child and group size would be capped at 25 children per session. The expenses for this program will include: Instructor fee - \$200 for the week; Beginner discs & program materials - not expected to exceed \$500 Total expenses - not to exceed \$700”

**Resolution #2022-220**

A motion was made by Councilmember VanTassel, seconded by Councilmember Stewart and carried, to approve the Summer Disc Golf Camp expenses not to exceed \$700.00.

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

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

“Fall Flag Football - Early September through early November. As always, the Rec Department plans to offer flag football for children in grades K-6 at the Bowl during the fall. This program has been growing

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steadily over the past several years and we expect to have over 130 children playing in 2022. The registration fee is \$15 for children in kindergarten (shorter program) and \$30 per child for grades 1-6. The 2022 expenses for this program will include: Participant & coach t-shirts - \$1,200 New flag belts - \$800 - Line paint for the field - \$200 - Total expenses - approximately \$2,200”

**Resolution #2022-221**

A motion was made by Councilmember Stewart, seconded by Councilmember VanTassel and carried, to approve the Fall Flag Football Program, with expenses not to exceed \$2,200.00.

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

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

“Fall Rec Soccer - Early September through mid/late October. As always, the Rec Department plans to work with Empire City Soccer to offer a program for children in Pre-K through 6th grade during the fall. This program typically has 250-300 participants each year. Empire City Soccer has a contract with the Town to run this program and they manage the advertising, registrations, and administration of the program, as well as provide participants with t-shirts. The Town has no direct expenses except line paint to create the fields, which will cost approximately \$200 for 2022.”

**Resolution #2022-222**

A motion was made by Councilmember VanTassel, seconded by Councilmember Stewart and carried, to approve the Fall Rec Soccer Program, with expenses not to exceed \$200.00.

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

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

**SUPERVISOR ITEMS**

Supervisor Kusnierz stated that he had a request from the Town Justices regarding staffing and asked that the Personnel Committee work with the Justices and come back to the next meeting with more information.

The Supervisor stated that he had a memo from Maureen Leerkes, Stormwater Management Officer, regarding a requirement of the NYS DEC that each municipality have a duly authorized representative for the State Pollutant Discharge Elimination System, which will be the only signature NYS DEC will accept on all MS4 related reports. Ms. Leerkes asked that the Board make the appropriate designation so that she may continue signing forms for the Stormwater Management Program.

**Resolution #2022-223**

A motion was made by Councilmember Noonan, seconded by Councilmember VanTassel and carried, to authorize Maureen Leerkes, Stormwater Management Officer, to continue as signer for all Stormwater Management MS4 related forms.

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

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

Supervisor Kusnierz announced that the closing has occurred for the sale of the old Town Hall at 61 Hudson St, and the property is now on the tax rolls. Total sale was \$159,000.00 (gross).

The Supervisor stated that the Town of Moreau has received certification from NYS Tax Department that our equalization rate is once again at 100%, which impacts how much revenue comes back to the Town, property tax exemptions, etc. The Town of Moreau is one of four towns that are currently at 100%. The Supervisor offered kudos to the Assessor and her department for their good work making sure that happens.

The Supervisor stated that he had a letter from the Engineer for the Town regarding out-of-district sewer connections, along with his recommendations. He will share the letter with the Town Board and add it to the next meeting agenda. The Supervisor's Office is maintaining a list of interested parties, which is up to 13 now.

### **COMMITTEE REPORTS**

Councilmember VanTassel stated that they will provide a written summary for where they are at in the interview process for Billing Coordinator and Clerk and stated that they will hopefully have 5 people to bring in for final interviews.

Councilmember VanTassel stated that he had a second meeting with New York State Parks, and with Jason from the County, to talk about the Big Bend Recreation Access Plan, and that he and Councilmember Stewart may be setting up a time to see where the Town's project meets up with the county's project, and if the County or State might be able to help out with some funding to move Phase 3 of our trail project forward.

Councilmember Stewart stated that he has spoken with Kevin Harris of Land Solutions regarding solar ideas for the old landfill and is looking to meet with the Supervisor's office or have a phone conference later this week or next. The Supervisor replied that he would be happy to do that.

Councilmember Noonan stated that he is working with the Recreation Leader regarding the plantings and irrigation at the Town Hall.

Councilmember Stewart stated that the Community Garden has really taken off, and all 12 beds are spoken for.

### **EXECUTIVE SESSION**

Not needed

### **OTHER BUSINESS**

None

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**PRIVILEGE OF THE FLOOR**

Justin Grassi, Attorney for Ty Hall, stated that he was surprised that they were not on the agenda tonight. He stated that he understood that, in regards to the Zoning Map amendment, they had only been waiting for the letter from the County Planning Board, which was sent back in February. He stated that he was seeking an update. The Supervisor replied that their patience was appreciated as the Board has been working to get the moratorium behind them. He stated that they did hear from the County and should have everything they need. The Supervisor said they should expect to be on the agenda for the next meeting, June 28<sup>th</sup>.

**MOTION TO ADJOURN**

A motion was made by Councilmember Noonan, seconded by Councilmember Stewart and carried, to close the meeting for the evening at 8:25 p.m.

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

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

Meeting adjourned.

Respectfully submitted,

Barbara Bartlett  
Deputy Town Clerk