

A Regular Meeting of the Town Board of the Town of Moreau was held on May 9, 2023, 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.

The Town Clerk called the roll.

**Town Board Members Present**

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

**Also present:** Brenda Hutter, Town Clerk; Lisa Sperry, Confidential Secretary to Supervisor; Malcolm O'Hara, Attorney for the Town; Scott Miller, Rep. from CLA Site; Alex Portal, Reporter from Post Star Newspaper; Brian Huntley, Deputy Highway Superintendent; Brigid Martin, Town Historian; Town Residents: Steven Hutter, Virginia Livsey, Bruce Flayer, Carl Hourihan, Colleen Martin, Brian McKenzie, Will Zimmerman, Carly Mankouski

The Supervisor led the Pledge of Allegiance.

**APPROVAL OF MINUTES**

The following minutes were prepared and presented to the Town Board members in advance of the meeting for their review, comment, correction, and approval:

- April 25, 2023– Month End Meeting
- April 25, 2023– Regular Town Board Meeting

**Resolution #2023-155**

A motion was made by Councilmember VanTassel, seconded by Councilmember Stewart, and carried, to approve the April 25, 2023– Month End Meeting; and the April 25, 2023 – Regular Town Board Meeting minutes as prepared.

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

**LOCAL LAW NO. 1 of 2023 - ZONING AMENDMENT**

The Supervisor asked that Counsel go over the next step in adopting Local Law No. 1. Malcolm O'Hara, Attorney for the Town, read aloud the Full Environmental Assessment Form (FEAF), Part-2- Identification of Potential Project Impacts, the Town Board determined that there was no significant environmental impact with respect to this Local Law. After this Counsel proceeded to read aloud the FEAF, Part 3 - Evaluation of the Magnitude and Importance of Project Impacts and Determination of Significance. The Town Board determined that there will be no significant adverse impact on the environment; therefore, a negative declaration may be issued. After reading each of these aforementioned applications, Town Counsel's recommendation to the Board is to approve SEQRA and authorize Supervisor Kusnierz to sign and execute.

A Regular Meeting of the Town Board of the Town of Moreau was held on May 9, 2023, in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York.

**Resolution #2023-156**

A motion was made by Councilmember VanTassel, seconded by Councilmember Noonan, and carried, to authorize the Supervisor to sign and execute the State Environmental Quality Review for Local Law No. 1, 2023.

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 read the following resolution aloud:

**RESOLUTION  
TOWN BOARD  
TOWN OF MOREAU**

SUBJECT: ADOPTION OF LOCAL LAW 1 of 2023

WHEREAS, the Town Board of the Town of Moreau (“Board”) is considering the adoption of Local Law No. 1 of 2023. Local Law No. 1 of 2023, as proposed, amends the official Zoning Map of the Town of Moreau with respect to tax map parcels 76.-3-83.111 and 76.-3-89.2 by adjusting the zoning districts with a net gain of 3.69 acres of land to the R-2 district as more specifically identified in the proposed law, and

WHEREAS, the Board finds that the adoption of Local Law No. 1 of 2023 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. 1 of 2023 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. 1 of 2023 was properly noticed in the newspaper and posted, and was duly conducted on May 9, 2023, at the Town Municipal Complex; and

WHEREAS, the Board considered the public comments made at the public hearing; and

A Regular Meeting of the Town Board of the Town of Moreau was held on May 9, 2023, in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York.

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

WHEREAS, the Saratoga County Planning Board reviewed the law and SEQRA documents and issued an approval on March 23, 2023;

WHEREAS, after thorough review and deliberation, the Board proposes to adopt Local Law No. 1 of 2023; and

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

NOW THEREFORE, BE IT RESOLVED, that the Board hereby adopts Local Law No. 1 of 2023, which amends the law as stated above; and

BE IT FURTHER RESOLVED, that the Board adopts and authorizes the filing of a negative declaration; and

BE IT FURTHER RESOLVED, that the Board hereby authorizes the Town Clerk and the 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 #2023-157**

A motion was made by Councilmember VanTassel, seconded by Councilmember Noonan, and carried, to approve the foregoing resolution as read into the record by the Town Clerk, and adopt Local Law No. 1 of 2023.

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

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**LOCAL LAW NO. 2 of 2023 - WATER ORDINANCE AMENDMENT**

Malcolm O'Hara, Attorney for the Town, read aloud the Short Environmental Assessment Form (SEAF), Part 2 - Impact Assessment, at which the Town Board determined that the adoption of Local Law No. 2 of 2023 would not have any significant impact on the environment, nor would it have any adverse impacts on the public health or facilities. Further, the adoption of the law is a reasonable exercise of governmental authority. After reading the aforementioned application, the Town Counsel's recommendation to the Board is to authorize Supervisor Kusnierz to sign and execute the SEAF, Part 2 - Impact Assessment.

**Resolution #2023-158**

A motion was made by Councilmember Noonan, seconded by Councilmember Stewart, and carried, to authorize the Supervisor to sign and execute the Short Environmental Assessment Form (SEAF), Part 2 - Impact Assessment, for Local Law No. 2, 2023.

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 read the following Resolution aloud:

**RESOLUTION  
TOWN BOARD  
TOWN OF MOREAU**

SUBJECT: ADOPTION OF LOCAL LAW 2 of 2023

WHEREAS, the Town Board of the Town of Moreau ("Board") is considering the adoption of Local Law No. 2 of 2023. Local Law No. 2 of 2023, as proposed, adds Article IX: Restrictions, Ground Water Use, Area 1 and 2 to Chapter 145 of the Code of the Town of Moreau, and

WHEREAS, the Board finds that the adoption of Local Law No. 2 of 2023 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 2023 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 2023 was properly noticed in the newspaper and posted, and was duly conducted on May 9, 2023, at the Town Municipal Complex; and

A Regular Meeting of the Town Board of the Town of Moreau was held on May 9, 2023, in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York.

WHEREAS, the Board considered the public comments made at the public hearing; 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 2023; and

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

NOW THEREFORE, BE IT RESOLVED, that the Board hereby adopts Local Law No. 2 of 2023, which amends the law as stated above; and

BE IT FURTHER RESOLVED, that the Board adopts and authorizes the filing of a negative declaration; and

BE IT FURTHER RESOLVED, that the Board hereby authorizes the Town Clerk and the 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 #2023-159**

A motion was made by Councilmember Noonan, seconded by Councilmember Stewart, and carried, to approve the foregoing resolution as read into the record by the Town Clerk, and adopt Local Law No. 2 of 2023.

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

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### **HIGHWAY**

Supervisor Kusnierz welcomed and congratulated Brian Huntley on his newly appointed position of Deputy Highway Superintendent.

Maureen Leerkes has announced that after 24+ years serving as the Highway Department Clerk, she will be retiring. The Supervisor thanked her for her service, further stating that on behalf of the Town Board, staff, and members of the community, she will be missed.

### **Resolution #2023-160**

A motion was made by Councilmember VanTassel, seconded by Councilmember Noonan, and carried, to accept the retirement of Maureen Leerkes, Highway Department Clerk, with an effective date of June 30, 2023.

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

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

The Highway Superintendent put in a request to open a purchase order for crushed stone in the amount of \$5,500.00. This would be drawn off the Saratoga County Contract # 22-PWCSGS-50R. The funding will come from account DB5110.493, which as of 5/1/2023 has a balance of \$13,754.59.

### **Resolution #2023-161**

A motion was made by Councilmember Stewart, seconded by Councilmember Noonan, and carried, authorizing the Highway Superintendent to open a purchase order for crushed stone in the amount of \$5,500.00. The expense will be under Saratoga County Contract # 22-PWCSGS-50R, to be paid from account DB5110.493.

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

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

The Supervisor gave a brief summary of a previous request that was made to the Highway Superintendent and subsequently approved by the Town Board at the April 11, 2023, Regular Board Meeting. The request was regarding a list of miscellaneous items that were consequently declared as "Surplus Equipment/Parts" and auctioned off on the website-Auctions International. The Highway Superintendent submitted the auction results for the Board's review and approval. The total amount of the forementioned auction results came in at a total of \$17,448.50.

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**Resolution #2023-162**

A motion was made by Councilmember VanTassel, seconded by Councilmember Noonan, and carried, to approve and accept the auction bid results at a total amount of \$17,448.50.

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

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

**RECREATION DEPARTMENT / BIG BEND TRAIL PROJECT**

Malcolm O'Hara, Attorney for the Town, went over the Full Environmental Assessment Form (FEAF), Part 2 - Identification of Potential Project Impacts and Part 3 - Evaluation of the magnitude and Importance of Project Impacts and Determination of Significance. After Counsel read aloud each item in the aforementioned assessment forms, the Town Board determined that there will be no significant adverse impact on the environment; therefore, a negative declaration may be issued. The Town Counsel's recommendation to the Board was to approve each of these and authorize Supervisor Kusnierz to sign and execute.

**Resolution #2023-163**

A motion was made by Councilmember Stewart, seconded by Councilmember VanTassel, and carried, to authorize Supervisor Kusnierz to sign and execute the proposed FEAF.

Asked if all were 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 read the following Resolution aloud:

**Town of Moreau  
Big Bend Trail Project  
SEQRA Lead Agency Declaration**

WHEREAS on March 28, 2023 the Town of Moreau Town Board (Board) passed resolution #2023-122 accepting a completed Part I Full Environmental Assessment Form (FEAF) for the Big Bend Trail Project (the Action), stating their intent to act as Lead Agency in the State Environmental Quality Review Act (SEQRA) review of the Action, and stating the Board's intent to perform a coordinated SEQRA review with the New York State Department of Environmental Conservation (DEC) as an involved agency, and

WHEREAS on March 29, 2023 the Board's land planning consultant sent a Notice of SEQR Declaration of Intent to be Lead Agency to DEC on behalf of the Board along with the completed FEAF Part 1 and project plans, and

WHEREAS DEC did not respond to the Board's declaration of intent to serve as Lead Agency within 30 days.

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THEREFORE, BE IT RESOLVED that the Board, in accordance with 6NYCRR Part 617.6, declares itself to be Lead Agency for the review of the Action under SEQRA.

**Resolution #2023-164**

A motion was made by Councilmember VanTassel, seconded by Councilmember Noonan, and carried, to approve the foregoing Resolution as read into record by the Town Clerk, declaring the Town of Moreau as Lead Agency for the review of the action under SEQRA.

Asked if all were 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 read the following Resolution aloud:

**Town of Moreau  
Big Bend Trail Project  
SEQRA Negative Declaration**

WHEREAS on May 9, 2023, the Town of Moreau Town Board (Board) passed Resolution # 2023-164, declaring the Board to be Lead Agency for the State Environmental Quality Review Act (SEQRA) review of the Big Bend Trail Project (the Action), and

WHEREAS at their May 9, 2023, meeting the Board reviewed a completed Part II of the Full Environmental Assessment Form (FEAF) prepared by their land planning consultant while giving thorough and careful consideration to the potential environmental, social and economic impacts associated with the Action, and

WHEREAS the Board did not identify any potentially large impacts during their completion of Part II of the FEAF, and

WHEREAS the Board thoroughly and carefully reviewed a completed Part III of the FEAF prepared by their land planning consultant at their May 9, 2023, meeting.

THEREFORE, BE IT RESOLVED that the Board hereby issues a SEQRA Negative Declaration for the Action and authorizes the Town Supervisor to sign the completed FEAF Part III documenting the Board's decision to issue their Negative Declaration and to conclude the review of the Action under SEQRA.

**Resolution #2023-165**

A motion was made by Councilmember Stewart, seconded by Councilmember Noonan, and carried, to approve the foregoing Resolution as read into record by the Town Clerk, authorizing the Town Supervisor to sign the completed FEAF Part III documenting the Board's decision to issue their Negative Declaration and to conclude the review of the Action under SEQRA.

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

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



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Councilmember Stewart gave a brief update on the following items:

- The hood that is over at the softball fields has been fixed.
- The South Glens Falls Boys Baseball Organization finished the field, and it looks great.
- A couple of weeks ago the backflow preventers were tested and subsequently failed. The Recreation Department has been collaborating with multiple companies from the Town of Moreau; Some of which suggested bringing in an engineer, due to the complexity of fixing whatever the issue is. Apparently, there are multiple pipes coming into these preventers with no tracking system as to why they are there.

Councilmember Stewart thanked the Pine Knolls Alliance Church for volunteering their time in helping with the beach.

Supervisor Kusnierz stated that they are finding it challenging with the hiring of Part-Time Lifeguards. His recommendation is to have the Town pay up to \$150.00 for certification and training, requiring that they provide documentation at the end of the season proving that they completed the required training. Councilmember VanTassel added that he spoke with the Village of South Glens Falls and they are willing to post on their website promoting the Town's Recreation Department on our behalf.

#### **Resolution #2023-166**

A motion was made by Councilmember Stewart, seconded by Councilmember VanTassel, and carried, authorizing the Town to pay up to \$150.00 for the necessary certification and training of Lifeguards, with a stipulation that they stay employed with the Town for entire season; otherwise, they would be responsible for the payment themselves.

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

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

#### **ETHICS ADVISORY COUNCIL**

The Supervisor stated that there are a couple of expired terms and two individuals have expressed interest in serving on the Ethics Advisory Council. The Supervisor recommends the appointment of Tim Cooper to fill the term of Sonya Fowler, whose term Ethics Advisory Council expired on December 31, 2022.

#### **Resolution #2023-167**

A motion was made by Councilmember VanTassel, seconded by Councilmember Noonan, and carried, to appoint Tim Cooper to fill the vacant position that was previously held by Sonya Fowler, as a member of the Ethics Advisory Council whose term had expired on December 31, 2022.

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

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

Under the authority of the Local Code, the Supervisor also chose to name Tim Cooper as Chair of the Ethics Advisory Council.

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**Resolution #2023-168**

A motion was made by Councilmember Stewart, seconded by Councilmember VanTassel, and carried, to appoint Joe Nichols to fill the position of the Ethics Advisory Council, which Catherine Knapp vacated in 2016.

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

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

**WATER AND SEWER DEPARTMENT**

Supervisor Kusnierz went over a no cost Change Order - County Forcemain Connection - Contract 2, that would replace the federal wage schedule as required to be eligible for State Revolving Fund loan consideration.

**Resolution #2023-169**

A motion was made by Councilmember VanTassel, seconded by Councilmember Noonan, and carried, to approve Change Order 2, County Forcemain Connection - Contract 2 to Bellamy Construction Company, Inc. which will replace the federal wage rates that are in the current contract.

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

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

The Supervisor gave a brief overview of the Bid Proposals that were opened on April 27, 2023, regarding the Moreau Industrial Park Pump Replacement. They were as follows:

J Squared Construction Corp 277 Wolf Hill Road Voorheesville, NY 12186	Bid Amount: \$ 125,000.00
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Trinity Construction Inc 180 Bridge Street Selkirk, NY 12158	Bid Amount: \$ 75,823.00
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CFI Contracting Inc. 286 Sacandaga Rd Johnstown, NY 12095	Bid Amount: \$ 69,000.00
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The Water Superintendent's recommendation is to accept the Bid from CFI Contracting Inc.

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**Resolution #2023-170**

A motion was made by Councilmember VanTassel, seconded by Councilmember Stewart, and carried, to accept CFI Contracting Inc.'s bid of \$69,000.00 for the Moreau Industrial Park Pump Replacement.

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

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

**TRANSFER STATION**

The Supervisor stated that the Transfer Station has been looking into increasing the fees that are currently being charged at this Town owned facility.

**Resolution #2023-171**

A motion was made by Councilmember Stewart, seconded by Councilmember Donohue, and carried, to change the Transfer Fee Schedule as follows:

**RESIDENT FEES:**

**HOUSEHOLD GARBAGE:**

\$ 2.00 13-gallon bag  
\$ 2.50 15-32-gallon bag  
\$ 4.00 33-45-gallon bag  
\$ 5.00 46-55-gallon bag  
\$ 7.00 56-90-gallon bag

**TIRES (MAX 20"):**

\$ 7.00 Tire up to 15"  
\$ 10.00 Tire 16" -20"

**LARGE SINGLE ITEMS:**

\$15.00 Large Chair  
\$25.00 Large Sofa  
\$30.00 Sofa Bed/Hide-A-Bed  
\$12.00 6 x 9 Rug  
\$17.00 9 x 12 Rug  
\$22.00 12 x 15 Rug  
\$37.00 over 12 x 15 Rug

**MATTRESSES/BOX SPRINGS (EACH)\*:**

\$8.00 Crib/Toddler  
\$12.00 Twin/Full Size  
\$20.00 Queen Size  
\$25.00 King Size

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### **NON-RESIDENT FEES**

#### **HOUSEHOLD GARBAGE:**

\$4.00 13-gallon bag  
\$5.00 14-32-gallon bag  
\$6.00 33-45-gallon bag  
\$7.00 46-55-gallon bag  
\$8.00 56-90-gallon bag

#### **TIRES (MAX 20"):**

\$10.00 Tire up to 15"  
\$15.00 Tire 16" - 20"

#### **LARGE SINGLE ITEMS:**

\$20.00 Large Chair  
\$35.00 Large Sofa  
\$45.00 Sofa Bed/Hide-A-Bed  
\$20.00 6 x 9 Rug  
\$22.00 9 x 12 Rug  
\$27.00 12 x 15 Rug  
\$52.00 over 12 x 15 Rug

#### **MATTRESSES/BOX SPRINGS (EACH)\*:**

\$15.00 Crib/Toddler  
\$20.00 Twin/Full Size  
\$25.00 Queen Size  
\$30.00 King Size

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

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

### **INSURANCE RENEWAL**

The Supervisor reported that the Town received an insurance renewal proposal from Amsure. The overall premium increase will only be around 3.7 %, which is less than the numbers that were originally given to the Town during last year's budget season. The overall renewal premium for this policy is \$99,506.41; however, this does not include Cyber Liability coverage, which is due to expire on 5/25/2023. The Supervisor recommends that the Town proceed with the proposal.

#### **Resolution #2023-172**

A motion was made by Councilmember VanTassel, seconded by Councilmember Noonan, and carried, to authorize the Supervisor to sign and execute the insurance agreement received from Amsure, as presented to the Town on April 26, 2023.

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

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

Councilmember Stewart requested that the Town revisit the previous motion that was made regarding the new Transfer Fee Schedule, as an effective date of when the new fees were going to officially take place was not made.

### **Resolution #2023-173**

A motion was made by Councilmember Stewart, seconded by Councilmember VanTassel, and carried, to have the new Transfer Station Fee schedule go into effect on June 1, 2023.

Asked if all were 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 congratulated Leah Cronin, Town Assessor, on receiving a full scholarship to attend the 2023 Cornell Fall Conference offered by the New York Assessors Association. The Assessor submitted a request for herself and her Senior Assessment Clerk, Riley McGuiggan to attend this conference. If approved, Senior Assessment Clerk, Riley McGuiggan would be signing up for the "RPSv4- Beginners and Beyond"; at a cost to the Town being \$930.65 (this cost includes food, hotel, and mileage).

### **Resolution #2023-174**

A motion was made by Councilmember VanTassel, seconded by Councilmember Stewart, and carried, to authorize Senior Assessment Clerk, Riley McGuiggan, to attend the conference on July 16 - July 18, 2023, at a cost to the Town being \$930.65 (this cost includes food, hotel, and mileage)

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

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

The Town Assessor requested approval from the Board to attend this same conference from July 16, 2023 - July 21, 2023. Due to receipt of the aforementioned scholarship, the Town Assessor's attendance would be at no cost to the Town.

Pending approval from the Town Board for each individual to attend this conference, the Town Assessor requested permission to close the Assessor's Office on Monday, July 17<sup>th</sup> & Tuesday July 18<sup>th</sup>.

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### **Resolution #2023-175**

A motion was made by Councilmember VanTassel, seconded by Councilmember Stewart, and carried, authorizing the Town Assessor, Leah Cronin, to attend the 2023 Cornell Fall Conference, offered by the New York Assessors Association, from July 16, 2023 - July 21, 2023, as well as authorization to close the Assessor's Office on Monday, July 17<sup>th</sup> & Tuesday July 18<sup>th</sup>.

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

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

### **COURT OFFICE**

The Supervisor's office received a letter of resignation from Court Clerk, Rachel Clothier, with an effective date of April 13, 2023.

### **Resolution #2023-176**

A motion was made by Councilmember Stewart, seconded by Councilmember Noonan, and carried, to accept the resignation of Rachel Clothier, with an effective date of April 13, 2023.

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

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

### **SUPERVISOR ITEMS**

Supervisor Kusnierz reported that the Town of Moreau has received the April 2023 Mortgage Tax Report from the Saratoga County Treasurer's Office. The Town expects to receive \$40,696.00, which is a slight decrease from the \$42,949.50 that the Town received last year.

The Supervisor stated that that Saratoga County has generously offered to sponsor the 2023 Career Jam which will take place on October 3<sup>rd</sup> and October 4<sup>th</sup> at the Hudson Valley Community College Campus at Tech Smart in Malta. This program is for students as well as employers throughout the County. More information can be found on their website, <https://www.career-jam.com/>.

The Supervisor received a travel advisory that will be going into effect at 7 p.m. on Friday May 12, 2023, and will end at 6 a.m. on Monday May 15, 2023. The ramps at Exit 17 will be closed. Travelers will not be able to exit the Northway into the Town of Moreau northbound as well as inability to go through Route 9 entrance onto the Northway Northbound.

### **EXECUTIVE SESSION**

A motion was made by Councilmember VanTassel, seconded by Councilmember Noonan, and carried, to adjourn for an executive session at 8:24 p.m. to review existing and pending litigation with the City of Glens Falls.

A Regular Meeting of the Town Board of the Town of Moreau was held on May 9, 2023, in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York.

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

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

A motion was made by Councilmember VanTassel, seconded by Councilmember Stewart, and carried, to return from executive session at 8:28 p.m., with the Supervisor noting that no action was taken during this session.

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

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

#### **OTHER BUSINESS**

The Supervisor briefly discussed a Notice of Claim that was filed by the Town of Moreau against the City of Glens Falls arising out of the terms of a Facility Agreement that was entered into on September 14, 1994; however now that the Town has been moving forward with construction that ties in with Saratoga County, there is no need to continue with this claim.

The Town Clerk read the following Resolution aloud:

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

WHEREAS, the Town Board of the Town of Moreau previously authorized the supervisor to file a notice of claim against the City of Glens Falls arising out of the terms of a Facility Agreement entered into between the town and the city on September 14, 1994; and

WHEREAS, the Facility Agreement between the town and the city was amended on August 21, 2008 and again on July 7, 2011; and

WHEREAS, the Town of Moreau has received approvals to extend its sewer infrastructure in a southerly direction.

NOW, THEREFORE, IT IS:

RESOLVED, the Town Board of the Town of Moreau authorizes the supervisor to withdraw the notice of claim previously served upon the city of Glens Falls.

#### **Resolution #2023-177**

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

A Regular Meeting of the Town Board of the Town of Moreau was held on May 9, 2023, in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York.

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

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

Councilmember Donohue asked if the Board had looked over the information that he had provided to them regarding the sponsorship of the Village summer concert series. He made a motion to have the Board sponsor the Village of South Glens Falls 2023 summer concert series by giving \$500.00; however, there was not a second motion made.

### **PRIVILEGE OF THE FLOOR**

No members of the public wished to be heard.

A motion was made by Councilmember Stewart, seconded by Councilmember VanTassel, and carried, to close the meeting for the evening at 8:35 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,

Respectively submitted,

Brenda Hutter  
Town Clerk

Corrected 08/14/2023.