

A regular meeting of the Town Board of the Town of Moreau was held on April 14, 2009 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

Supervisor Jenkins opened the meeting at 7:00 p.m.

The Town Clerk called the roll, which resulted in the following Town Board Members being present or absent:

Town Board Member present:

Bob Prendergast	Councilman
Gina LeClair	Councilwoman
Todd Kusnierz	Councilman
Preston Jenkins	Supervisor

Town Board Members Absent:

Tom Cumm	Councilman
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Also Present: Jeanne Fleury, Town Clerk; Peggy Jenkins, Assessor; Steve Barody, Highway Superintendent; Joe Patricke, Building Inspector/Code Enforcement Officer (arrived at 7:46 p.m.); Steve Gram, Recreation Director (arrived at 8:02 p.m.); Darcy Miller, Highway Department Employee; Town Residents: Adele Kurtz, Robert Lyons, Mary Antis, Nathaniel Jenkins; Village Resident: Michael Linehan; Representatives of Girl's Softball; Alex Nunes, Reporter for the Post Star and other members of the general public

Supervisor Jenkins led the Pledge of Allegiance.

MINUTES

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

March 24th, March 26th, March 30th and April 8th

MINUTES – MARCH 24, 2009 – REGULAR TOWN BOARD MEETING:

Corrections:

Page 149 – 2nd paragraph – 2nd line – add the word "of" before the words "almost four billion"
 Page 151 – 6th paragraph – 3rd line from bottom – change the word "to" to the word "through" in the line "came up to nobody's fault"

MINUTES – MARCH 26, 2009 – MONTH-END MEETING:

Adjournment time changed from 3:45 p.m. to 4:45 p.m.

MINUTES – MARCH 30, 2009 – TOWN BOARD WORKSHOP RE: OUTDOOR HYDRONIC HEATERS:

No comments or corrections.

A regular meeting of the Town Board of the Town of Moreau was held on April 14, 2009 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

MINUTES – APRIL 8, 2009 – JOINT MEETING TOWN BOARD AND VILLAGE BOARD RE: FIREMEN'S PENSIONS:

No comments or corrections.

The Town Clerk asked if the Board wanted to amend the January 27, 2009 minutes per her memo to them. [Note: When preparing these minutes it was discovered that the Town Clerk misspoke and the minutes were actually dated March 10, 2009 not January 27, 2009]

In the March 10, 2009 minutes on page 145 there is a resolution that reads "A motion was made by Councilman Cumm and seconded by Councilwoman LeClair authorizing a change order in the amount of \$10,406.00 for the Water District 6 contract for the following items:"

Rudy Klick, Special Projects Aide pointed, out that the \$10,406.00 figure was only for one item the Hach Chlorine Analyzer. The correct amount is \$54,340.00. The recommendation is to amend the resolution to read "A motion was made by Councilman Cumm and seconded by Councilwoman LeClair authorizing Change Order #2 for the Water District #6 contract between the Town of Moreau and

C. B. & I. Contractors, Inc. in the amount of \$54,340.00, which includes the following items:"

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair to approve all the minutes presented with the corrections so noted and approving the amendment to the March 10, 2009 minutes.

Roll call vote resulted as follows:

Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Councilman Kusnierz	Yes for March 24 th , 26 th , 30 th and Abstain on April 8 th Minutes
Councilman Cumm	Absent
Supervisor Jenkins	Yes for March 26 th , 30 th , April 8 th and Abstain on March 24 th – He was not present at the March 24 th meeting

Councilman Kusnierz wanted the record to show that when the April 8th meeting was scheduled he advised that he would not be able to attend at the 5:00 hour and was told that it couldn't be held any other time.

MEETINGS/WORKSHOPS SCHEDULED

A month-end meeting of the Town Board was scheduled for April 29th at 4:30 p.m. in Town Hall.

Attorney Auffredou has advised that the Town Board should consider holding a public hearing to extend the moratorium on outdoor wood burning furnaces. There isn't enough time between now and when the moratorium expires in May to adopt a law.

Supervisor Jenkins stated that he thought at the last workshop on this subject the Board came up with language that was agreeable to all and something the people could live with. He

A regular meeting of the Town Board of the Town of Moreau was held on April 14, 2009 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

suggested a public hearing date of April 28th at 6:40 p.m. to consider an extension to the moratorium.

Councilman Kusnierz stated that timing is not as critical now since we are nearing the end of our heating season and he would be okay with setting a public hearing on a draft local law to regulate them.

15 MINUTE PUBLIC COMMENT PERIOD

No one wished to address the Board

HIGHWAY DEPARTMENT REQUESTS

The CSEA Unit of the Town of Moreau Highway Department requested in memo form to the Town Board a four day, ten hour, work day beginning on Monday, May 4, 2009 and continuing through Friday, September 25, 2009. The memo indicated that on Fridays there will be two men on call to cover any situations that may arise and this will be done on a pre-set schedule and all management including the Highway Superintendent will be provided with a copy of the schedule.

A motion was made by Councilman Kusnierz and seconded by Councilman Prendergast approving a four day, ten hour per day, work week for the CSEA Unit of the Town of Moreau Highway Department beginning May 4th, 2009 and continuing through September 25th, 2009.

Roll call vote resulted as follows:

Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Councilman Cumm	Absent
Councilman Prendergast	Yes
Supervisor Jenkins	Yes

The Highway Department requested approval to purchase an electric overhead door opener for one door to replace one that isn't working. This purchase will be made out of A5132.2 that had a balance of \$15,000.00 in it as of April 2, 2009. An attempt was made to obtain three quotes and only two were obtained as follows:

Adirondack Overhead Door Co.	\$850.00
Overhead Door Co. of Glens Falls	\$795.00

Winchip Overhead Door was contacted twice for a quote and they did not submit one.

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair authorizing the purchase of an electric overhead door opener from Overhead Door Co. of Glens Falls at an amount not to exceed \$795.00.

Roll call vote resulted as follows:

Councilman Kusnierz	Yes
Councilman Cumm	Absent

A regular meeting of the Town Board of the Town of Moreau was held on April 14, 2009 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Supervisor Jenkins	Yes

The Highway Department submitted a request for Nova Chip for 4,800 feet of Selfridge Road between Clark Road and Hatchery Road in the amount of \$74,988.00. This work would be done under County Contract #08-PWPA-30R and paid out of account DB5112.493.4.

One quote under county contract was received from Gorman Bros., Inc. in the amount of \$65,000.00.

The Highway Department also submitted a request to have Gorman Bros., Inc. do pavement reclamation on 4,550 feet of Reservoir Road between Burt Road and Fort Edward Road under County Contract #09-PWPR-28R in the amount of \$57,000.00 and for it to be paid out of account DB5112.493.1.

A motion was made by Councilman Kusnierz and seconded by Councilman Prendergast authorizing Nova Chip by Gorman Bros., Inc. under County Contract #08-PWPA-30R in the amount not to exceed \$74,988.00 for 4,800 feet of Selfridge Road between Clark Road and Hatchery Road and pavement reclamation on 4,550 feet of Reservoir Road between Burt Road and Fort Edward Road by Gorman Bros., Inc. under County Contract #09-PWPR-28R in an amount not to exceed \$57,000.00.

Roll call vote resulted as follows:

Councilman Cumm	Absent
Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Supervisor Jenkins	Yes

The Highway Department submitted a memo to the Town Board in which they informed the Board that they would be putting aside \$10,000.00 from account #DB5110.493 to be used for the purchase of crushed stone from either Jointa Galusha or Peckham Materials. Both suppliers are on the Saratoga County Contract for crushed stone #09-PWCS-5R. The availability and price will determine which supplier they will use.

Councilman Kusnierz asked if the \$10,000.00 threshold would require it to go to bid and the answer was no, because it would be purchased under county contract.

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair authorizing up to \$10,000.00 in crushed stone from either Jointa Galusha or Peckham under County Contract #09-PWCS-5R with availability and price determining which supplier the purchase will be made from.

Roll call vote resulted as follows:

Councilman Prendergast	Yes
Councilwoman LeClair	Yes

A regular meeting of the Town Board of the Town of Moreau was held on April 14, 2009 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

Councilman Kusnierz	Yes
Councilman Cumm	Absent
Supervisor Jenkins	Yes

The Highway Superintendent submitted a memo to the Town Board regarding spring limb and branch pick up. He wants to know if the Town Board wants to offer this service to the Town residents again this year.

The Town Board Members acknowledged that they wanted to provide this service again.

The Highway Superintendent and the Town Clerk will arrange the advertisement of this service.

RECREATION DEPARTMENT REQUESTS

The Recreation Director submitted three quotes to the Town Board for turf management of the fields in the Rec. Park as follows:

Green Management	\$6,872.38
Grasshopper Gardens	\$6,843.00
Toadflax	\$6,808.75

Steve Gram, Recreation Director, was closing the park for the evening so he had not yet arrived at the meeting. The Town Board tabled discussion on this until he arrived.

The Board continued on with item #5 on the agenda the appointment of Royce Pixley as a full-time laborer.

Royce Pixley has been working for the Town as a full-time laborer recently so the Board thought they ought to correct the resolution in the minutes of March 10th that appointed him full-time on an as needed basis. The "as needed basis" needs to be changed.

A motion was made by Councilman Kusnierz and seconded by Councilwoman LeClair to amend the resolution in the March 10th minutes to read "full-time" rather than "as needed"

Following discussion it was determined that the minutes of March 10th were correct, because that was the action that was taken at that meeting. However, a motion would now be in order to appoint Royce Pixley as a full-time laborer at \$12.00 per hour.

Councilman Kusnierz rescinded the above motion and made a new motion to appoint Royce Pixley as a full-time laborer at \$12.00 per hour effective April 15th.

Councilwoman LeClair seconded the motion.

Roll call vote resulted as follows:

Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Councilman Cumm	Absent

Councilman Prendergast	Yes
Supervisor Jenkins	Yes

A regular meeting of the Town Board of the Town of Moreau was held on April 14, 2009 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

MINING PERMIT – FINCH PAPER

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair authorizing the Town Clerk to issue a Town mining permit to Finch Paper for the period of 7/1/08-6/30/09.

Roll call vote resulted as follows:

Councilman Kusnierz	Yes
Councilman Cumm	Absent
Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Supervisor Jenkins	Yes

RESIGNATION – GARY DICKINSON

A motion was made by Councilwoman LeClair and seconded by Councilman Kusnierz to accept the resignation from Gary Dickinson from the position of Planning Board Member.

Roll call vote resulted as follows:

Councilman Cumm	Absent
Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Supervisor Jenkins	Yes

Councilman Kusnierz stated for the record that he thanked Gary Dickinson for his service to the community.

TD BANKNORTH INSURANCE RENEWAL INFORMATION

Supervisor Jenkins stated that at a previous meeting the Board Members discussed sending out Request for Proposals (RFP's) for insurance coverage. He said it is a little too late to get this done. Since it has only been two years since the last RFP's went out he suggested they continue on with TD Banknorth for this policy period. He asked the Insurance Committee to review the information from TD Banknorth Insurance on coverages and report back to the full Board before they sign off on it.

CPA PROPOSAL – FINANCIAL ASSURANCE – LANDFILL CLOSURE

A motion was made by Councilman Kusnierz and seconded by Councilman Prendergast to accept the proposal from Whittemore, Dowen & Ricciardelli to complete the Financial Assurance for Landfill Closure and assist in filing the Annual Update Document (AUD) for a price not to exceed \$750.00.

Roll call vote resulted as follows:

Councilman Prendergast	Yes
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A regular meeting of the Town Board of the Town of Moreau was held on April 14, 2009 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Councilman Cumm	Absent
Supervisor Jenkins	Yes

VOTING MACHINES – SOUTH GLENS FALLS CENTRAL SCHOOL DISTRICT

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair granting permission for the South Glens Falls Central School District to use eight (8) voting machines on Tuesday, May 19, 2009 between the hours of 6:00 a.m. and 8:00 p.m. to conduct voting on their school budget.

Roll call vote resulted as follows:

Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Councilman Cumm	Absent
Councilman Prendergast	Yes
Supervisor Jenkins	Yes

ELECTRICAL WORK CONCESSION STAND – ANDREW SWEET CONTRACTOR

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair to accept the proposal from Andrew Sweet Contractor in an amount not to exceed \$350.00 to do electrical work in the concession stand in the Rec. Park.

Roll call vote resulted as follows:

Councilman Kusnierz	Yes
Councilman Cumm	Absent
Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Supervisor Jenkins	Yes

FIRE EXTINGUISHERS INSPECTION QUOTES

Quotes were received to inspect and/or recharge fire extinguishers in the Town's municipal buildings.

The Highway Department wasn't happy with the service provided by American Safety Products last year. They replaced fairly new cylinders with older ones and the Highway Department felt they should have just recharged them.

Tri-City Fire didn't submit a quote upon request.

This leaves the New York Fire & Signal quote.

Councilman Prendergast and Councilman Kusnierz said they didn't get a copy of the quotes.

Supervisor Jenkins said he thought they were provided with a copy at the last meeting.

A regular meeting of the Town Board of the Town of Moreau was held on April 14, 2009 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York. Supervisor Jenkins said they could wait two weeks and readdress this again.

15 MINUTE PUBLIC COMMENT PERIOD

Adele Kurtz asked about the status of the Town's new website that is being developed.

Councilwoman LeClair reported that she received communication today from Mannix Marketing and they have questions on the audios of the meetings and hosting of the website. The cost to host the website will be \$350.00 per year. The cost for the domain name will be \$20.00 per year. There is a one time set up fee of \$65.00 for the audios of the meetings and a \$200.00 per year charge to put the audios out on the web. They also feel that they have a very good e-mail filter and this should cover the problem we are having with the e-mails.

Darcy Miller, Town of Moreau Highway Employee, asked if the Board has addressed the issue of emergency volunteers responding to emergency calls during working hours.

Councilman Prendergast asked if the Board should meet to discuss this.

Supervisor Jenkins said they could discuss it at this meeting. He felt that the Board should establish a policy that would limit this to emergency personnel and it should be at the discretion of the department head. He didn't have any prime concerns about this, because he supports emergency personnel, but he is concerned about setting a precedent for other situations. He stated that he would get something in writing prepared and present it to the Board for approval at the next meeting.

Councilman Kusnierz said he preferred that the Town Supervisor sign off on the payroll after consult with the Town Board rather than a department head.

Supervisor Jenkins said that was fine with him and Councilman Prendergast agreed.

Councilman Kusnierz also recommended that it be subject to receipt of documentation by the officer in charge that the employee was actually on the scene for the number of hours claimed.

Larry Bulman was present and applauded the Board for the Town Budget they passed. He asked how the Town Highway Budget survived the winter. The answer was that they are tight on salt and labor costs. It will all depend on how the weather is near the end of the year. If necessary a budget amendment can be made. Otherwise, the budget is in good shape and the Town is in good financial position. There are fund balances for emergencies.

Councilman Kusnierz asked how the Highway Contingency is and Supervisor Jenkins replied, fine so far. Steve Barody added that they haven't touched it yet.

Larry Bulman thanked the Board for proceeding with the revaluation in the Town. He has heard good things about the company doing the work and the work that the Assessor's Office has done.

He thought that a revaluation should have been done when he was on the Town Board. There are huge inequities in our community and in the long ~~run~~ run we will gain sales tax revenues.

[Amended 4/28/09]

A regular meeting of the Town Board of the Town of Moreau was held on April 14, 2009 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

Adele Kurtz mentioned the settlement with National Grid and asked if there will be any impact as the result of the revaluation. The revaluation will not include the utilities and she asked if this was correct.

Supervisor Jenkins said that the revaluation will deal with that issue. Preliminary figures from the assessor by working with what we got from Office of Real Property Service, which was part of what happened in negotiation and update of some land values as part of that agreement their assessment will come in around \$7 million. It was \$6.7 million in 2008. The only adjustment is essentially this first time. The biggest effect is on the school and they budgeted for this.

Adele Kurtz understood that the \$6.7 million assessment was reduced to \$4.3 million per the settlement and asked if it will now go back up to \$7.3 million?

Supervisor Jenkins said it is just an assessment adjustment by the amount of the refunds that would have to be made. It is a one year thing so Ni Mo doesn't have to send checks out to all the agencies.

Adele Kurtz asked if the assessment will go back up to \$7.3 million and Supervisor Jenkins said around that figure it could go a little higher we don't know yet. That is something Peggy will be working with GAR Associates on and with input from the State Office of Real Property Tax Services. We are very comfortable with where we are at on it.

Supervisor Jenkins asked Joe Patricke if he had any applications for Planning Board Member and Joe Patricke replied one, but thought they should advertise. The Town Clerk was authorized to run an ad.

Supervisor Jenkins said they could go back to the Recreation Department requests even though the Recreation Director wasn't present yet.

The Board went back to discussing the vending proposal from DeCrescente Distributing Company, Inc. It appears that they are offering to provide four beverage machines to the Rec. Department and one double door cooler and one single door cooler for the concession stands. The Town would purchase their products and fill the machines and account for the money. Any proceeds above and beyond the cost of the beverages would be the Town's to keep. They will also accept all responsibility for the vending machines and they will be liable for the contents not the Town.

Larry Bulman recalled that back around 1997 the Town had a pouring rights contract with Fitzgerald Bros. and asked what happened with that and the Board told him they were still waiting on their money and that it was an executive session item.

Chris Scarincio representing South Glens Falls Girl's Softball said there shouldn't be any reason why they can't get all the coolers they want from DeCrescente and they want two coolers.

Danielle Bourdeau the secretary for Girl's Softball said she was the one that has been dealing with DeCrescente to make sure they got all the products they need. She also stated that she wants the coolers delivered by next Monday; they are starting their season this month.

[The Recreation Director entered the meeting at 8:02 p.m.]

A regular meeting of the Town Board of the Town of Moreau was held on April 14, 2009 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

The Recreation Director had presented the Town Board with the following list of people that he was recommending for employment with the Recreation Department:

<u>Employee's Name</u>	<u>2008 Rate / 2009 Rate</u>	<u>Title of Position</u>	<u>Pre-Employment Physical Needed</u>
Michael Linehan	\$10.00 per hour	Seasonal Laborer	Yes
Ryan Kobor	\$9.30 ph / \$9.60 ph	Seasonal Laborer	No
Chris Leege	\$8.25 ph / \$9.00 ph	Seasonal Laborer	No
Zack Howe	\$8.25 ph / \$8.55 ph	Seasonal Cemetery Laborer	No
Andre Thibodeau	\$8.25 ph / \$8.55 ph	Seasonal Laborer	No
Emily Knapp	\$9.25 ph / \$9.55 ph	Head Lifeguard	No
Rachel Knapp Knapp Varney	\$8.50 ph / \$8.80 ph	Lifeguard	No
Faryl Hewitt Hewitt Hewlett	\$8.00 ph / \$8.25 ph	Lifeguard	No
Morgan Gorham	\$7.75 ph / \$8.05 ph	Lifeguard	No
Tanya White	\$10.00 ph / \$10.30 ph	Arts & Crafts Specialist	No
Nick Mattison	\$10.00 ph / \$10.30 ph	Youth Sports Specialist	No

[Amended 4/28/09 jf]

Supervisor Jenkins stated that Michael Linehan would act as security as well as laborer. He is an adult and most of the workers at night are college students. It would be better to have an adult there to deal with any issues in the evenings.

Councilman Prendergast noticed that the hourly rate for Chris Leege who is a rehire was increased by 75 cents vs. 30 cents for the other rehires.

Steve Gram stated that he was more mature and warranted the increase.

Councilman Kusnierz stated that he has a problem with giving one employee more of a raise than another if that person has the same title as another and the same amount of time in. The way he was reading the schedule there was a new hire coming in at more of an hourly rate than others with the same title. Steve Gram said this was correct.

Supervisor Jenkins said it was a security issue as well. He was a mature adult.

Councilman Kusnierz said the title should be different if they were going to pay a different rate no matter who it is.

Supervisor Jenkins said the title should be security/laborer. Our concern is evening security. Chris Leege who got the 75 cent increase did a good job last year and it is his third year. He had to deal with a couple of issues and handled himself very well. He is a very mature young man.

Steve Gram added also that it is very hard to get someone to work weekends and nights.

Councilman Kusnierz said there is a threat of unfairness if we aren't providing an objective evaluation of each person across the Board and basing a raise on "pick and choose" based on subjective evaluation and the thoughts from other individuals.

A regular meeting of the Town Board of the Town of Moreau was held on April 14, 2009 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York. Steve Gram stated that the Town Board did this with another employee and Councilman Kusnierz said it was done, because the classification went from part-time to full-time.

Councilwoman LeClair asked if the one that is proposed at a 75 cent per hour raise does above and beyond the others and Steve Gram replied "absolutely".

Councilman Kusnierz said they were getting into executive session issues.

Steve Gram said he is exceptional. He takes on a lot more responsibility and he used to work nights.

Councilman Prendergast stated there is some merit to when somebody does an exceptional job. How do you point that out to others?

Councilman Kusnierz stated other department heads would not be happy with what was being proposed here versus what they did across the Board this year and in previous years.

Councilman Prendergast suggested they discuss this in executive session. They will be discussing performance issues in executive session anyway.

Larry Bulman stated that as an organization that volunteers a lot down at the park his plumbers have done everything asked of them on the concession stand and has helped the Town out. As a former Board Member he felt the Rec. Department should be the easiest, smoothest running operation in the Town. It is a seasonal department and it is all about the kids. He had a hard time getting his people to go down there and continue to do work, because of some of the people they have had to deal with. It is important to get good people down there. He has heard of some changes down there and he has heard a lot of positive things from parents and the people involved with these volunteer things for the kids and it is good. When he was on the Board it didn't matter what you did or didn't do you got paid the same as the next guy. He was talking about the adults not the summer youths that work down there.

Discussion went back to the DeCrescente proposal. Steve Gram recapped their proposal again. They propose to give softball and little league coolers for their concession stands. They propose to turn over 100% of the profits to the Town from the vending machines. The Town will have to stock the machines. They will do maintenance on the machines.

Councilman Kusnierz asked who he reached out to for proposals and Steve Gram replied that Coca-Cola offered verbally to return 10% to the Town. He was approached by DeCrescente and gave the information to the Supervisor.

Councilman Kusnierz asked Steve Gram to qualify what 100% means and Steve Gram said anything collected above the unit cost.

Councilwoman LeClair said she didn't want the machines stocked with Red Bull.

Councilman Kusnierz asked how much time was anticipated that the employees would have to spend doing this and Steve Gram said he would do it himself. He wanted to limit the number of people involved with the money end of it.

A regular meeting of the Town Board of the Town of Moreau was held on April 14, 2009 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York. Councilman Kusnierz said stocking soda machines is not what he had in mind for the Recreation Director to do.

Councilman Prendergast pointed out that there is nothing in writing that says the Town will get 100% of the proceeds.

Supervisor Jenkins stated that the information they had before them does not constitute a contract. It doesn't spell out who will be liable for damage to the machines, maintenance, etc. We need something in writing that the Board can commit to.

Councilman Kusnierz said that the Board is speaking from experience and the track record of another vendor. We know the problems that we ran into and we want to prevent them from happening again.

Councilman Kusnierz said he wanted to know also if DeCrescente handled it from start to finish what the percentage to the Town would be so they could weigh both options.

Turf management was discussed next.

A resume was received from someone who is licensed to do turf management on a part-time basis. The Town would have to supply the equipment though. They asked Steve Gram what kind of equipment would be needed and Steve Gram said the Town would have to purchase a hopper and they could use the Kabota tractor. Steve Barody said he spoke to S. V. Moffitt today and was told the Town could save about \$3,000.00 a year by doing it themselves.

Councilwoman LeClair asked Steve Gram about Bruce getting a license to do this and Steve Gram said he has to take a test.

Supervisor Jenkins said he would have to check with the Town's insurance agent.

Councilman Kusnierz asked why they were trying to decide on this now. The Rec. season is starting. This should have been addressed back in January. Now it requires immediate action and we have questions.

Steve Gram asked what questions he had and Councilman Kusnierz stated that he would have liked to have seen a spreadsheet with the cost for equipment and laborers versus outsourcing it.

Councilman Prendergast stated that when it comes to the chemicals he has a problem leaning in this direction and would prefer to hire a contractor.

Councilman Kusnierz agreed. He stated we could evaluate this off-season.

A motion was made by Councilman Kusnierz and seconded by Councilman Prendergast to accept the quote from Toadflax in an amount not to exceed \$6,808.75.

Roll call vote resulted as follows:

Councilman Cumm	Absent
Councilman Prendergast	Yes
Councilwoman LeClair	Yes

A regular meeting of the Town Board of the Town of Moreau was held on April 14, 2009 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

Councilman Kusnierz	Yes
Supervisor Jenkins	Yes

The Adirondack Avalanche contract was discussed.

Supervisor Jenkins pointed out an error. On the first page it reads Adirondack Avalanche and on the signature page it reads South Glens Falls Girl's Softball. This needed to be corrected.

Attorney Auffredou has reviewed the contract and approved it.

Councilman Prendergast asked if there was a contract with them last year and the answer was no.

Councilman Kusnierz asked what the duration of the contract was and the answer was July 3, 2009 through July 5, 2009. It is for a weekend tournament.

A motion was made by Councilwoman LeClair and seconded by Councilman Prendergast authorizing the Supervisor to sign a contract between the Town of Moreau and Adirondack Avalanche.

Roll call vote resulted as follows:

Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Councilman Kusnierz	Abstain (He just got a copy of the contract this evening.)
Councilman Cumm	Absent
Supervisor Jenkins	Yes

COMMITTEE REPORTS

Councilwoman LeClair reported on the last Conservation Committee Meeting. They invite anybody interested to walk the easement down in the industrial park. There is an easement along the river that runs behind the industrial park and maybe we could open that area up to walking trails and picnic area. They will meet there May 13th at 6:00 p.m. Joe Patricke was invited to join them. They talked about inviting Attorney Auffredou to a Conservation Meeting to explain about the easements and what the use could possibly be. They want to talk with him to see if it is covered under his contract or if there would be an additional charge.

Councilwoman LeClair reported on summer recreation programs. They considered a campfire sing-a-long down by the river led by Mark Raven. The cost would be \$175.00 for each time. They have reserved the village pavilion for Thursday nights to run old movies. People can bring their blankets and sit on the lawn.

Councilwoman LeClair stated there are contracts that are still not signed. Supervisor Jenkins said they would be discussed in executive session.

Councilwoman LeClair stated that at the Recreation Commission Meeting there was discussion about allowing the teams to raise money via advertising banners on the fencing. It was agreed

A regular meeting of the Town Board of the Town of Moreau was held on April 14, 2009 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York. that there not be any signs allowed that advertise alcohol or tobacco. There was a question as to whether or not local pubs should be allowed to advertise.

Councilman Kusnierz stated that the previous Board passed a policy regarding signage in the park. He asked the Town Clerk to research that information and give copies to the Board.

Councilwoman LeClair stated that Kevin Hastings said that since they were going to raise money for softball to cover the cost of use of the fields by allowing these advertising signs in the park he wondered if they could be left up through the fall. It was the consensus of the Board that this wouldn't be a problem.

Councilwoman LeClair stated that there was discussion at a previous meeting about coaches training and there wasn't any decision on this. The Board Members present didn't voice any objections to this.

Councilwoman LeClair said there was also a concern over a lot of activities being held during the day. The Recreation Commission Members suggested holding some of them at night. Steve Gram looked into this and is concerned over the fact that there are a lot of adults that use the park during the evening hours.

Steve Gram stated that the Recreation Commission Members talked about changing the youth basketball, volleyball and youth soccer to the evening hours. We already have Junior and Senior High on the soccer fields in the evenings. There are adults who use the volleyball courts and horseshoe pits in the evening. College kids play basketball on certain nights.

Supervisor Jenkins asked if the Recreation Commission had received requests for this change and Steve Gram replied no, they just thought they would like to change it and it would be better.

Steve Gram stated he thought there would be a conflict in age groups. He also didn't see ten years old coming to the park between 6:00 p.m. and 10:00 p.m. unless they were playing softball or little league.

The Board told Steve Gram that they would get back to him on this.

Councilman Prendergast reported on the Re-Zoning Committee Meeting. He stated that they met last week and talked about moving some zoning boundary lines and expanding some zones or reducing some and were they in the right area. They proposed some changes to the use table associated with a proposed zoning map. Clustering and Conservation Subdivisions required vs. encouraged, target districts, minimum size lots, etc. Environmental standards, natural resource overlays, home occupations, special use permits were discussed. When this is all wrapped up there will be a public hearing process.

SUPERVISOR'S ITEMS

A Notice of Intent to apply for renewal of an alcoholic beverage license through the NYS Liquor Authority was received from Dell Associates, Inc. D/B/A Friendly Spirits located in the Diamond Nine Plaza on Route 9 in Moreau. The Board Members did not express any objection to this application.

A regular meeting of the Town Board of the Town of Moreau was held on April 14, 2009 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

Supervisor Jenkins submitted a proposal to the Governor's Office for broadband service and received estimates from Time Warner on the cost to supply broadband to areas of the Town currently not served by Time Warner. We expect to receive some consideration from state. To-date there is not any funds allocated by the state for broadband so we don't know how much we will receive, but we are in-line to be considered.

Supervisor Jenkins stated there are four sections of sidewalk out front of Town Hall that accumulate water resulting in icing conditions. The contractor installing the new steps in front of Town Hall is willing to replace sections of the sidewalk at a cost of \$1,800.00. We have money to do this in the building improvement fund.

Councilman Kusnierz asked what the total cost will be if we added the sidewalk repair with the work being performed now and the answer was \$6,800.00. He asked this question, because he wanted to make sure we didn't exceed the \$10,000.00 limit before it has to go out to bid.

A motion was made by Councilwoman LeClair and seconded by Councilman Prendergast authorizing RSP Construction, Inc. to repair the sidewalk in front of Town Hall at a cost not to exceed \$1,800.00.

Joe Patricke noted that this price is contingent upon the Highway Department pulling up the existing concrete. Steve Barody, Highway Superintendent, acknowledged that his staff could pull up the existing concrete.

Roll call vote resulted as follows:

Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Councilman Cumm	Absent
Councilman Prendergast	Yes
Supervisor Jenkins	Yes

Supervisor Jenkins reported that Tim Burley met with NYS DOH regarding proposed Water District 7. If we apply through the USDA for a grant and loan for the Fortsville Road Project we would be eligible for a loan in the amount of \$876,000.00 at 3.75% payable up to 38 years and a grant in the amount of \$355,000.00 that we would have to match with \$5,000.00 of Town funds. We have sixty days to file an application for this project. Tim Burley suggests we hold off on filing for this assistance. If we file through EFC we are eligible for a 50% grant and 0% loan, which is a much better deal.

The Town Clerk asked the Town Supervisor if he had the note from his secretary, Terry McGuire, about Wayne Stebbins who is looking for restoration of his lawn at 5 Nolan Road as the result of the Town's water project.

Supervisor Jenkins stated that he was going to talk with Mike Shaver about this and he would report back to the Town Board with a recommendation.

Steve Gram stated that a couple of days ago Chris Scarincio gave him information on the quad dugouts. The price was \$2,754.62 for the roof and it wasn't approved.

Supervisor Jenkins asked if this was the cost of the materials and Steve Gram said yes.

A regular meeting of the Town Board of the Town of Moreau was held on April 14, 2009 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York. Supervisor Jenkins stated that he didn't really recall, but he didn't think the Board had the amount at that point so it probably wasn't approved.

Steve Gram asked what the Board wants to do. They want to order the materials. He didn't have any quotes only the original one from Curtis.

Chris Scarincio said he gave the Board the numbers from Curtis Lumber last time. It was \$5,800.00 divided in half. He said he gave them three quotes at the last meeting, Lowes, Home Depot and Curtis Lumber. They have already paid their half.

Supervisor Jenkins said they approved "x" number of dollars and Steve Gram said this portion was not approved.

Councilman Kusnierz recalled it was a "not to exceed number".

Chris Scarincio said their volunteers were going to be putting the roof on this weekend.

Supervisor Jenkins said he understood, but we have a policy and this is something they should have known about two or three days ago so they could discuss it. They don't have anything on paper. We talked about a special meeting to discuss the DeCrescente vending proposal so maybe the Board could discuss this issue at the same time if they had all the information. This is an issue that will require a resolution and the Board isn't in a position to do it this evening. This is the first time he has seen this number.

Chris Scarincio said the Board saw this number six weeks ago when he gave it to them.

Supervisor Jenkins said the only way he would consider it is if he saw the three prices and could verify them.

Chris Scarincio said they went with Curtis Lumber, because Home Depot and Lowes are Home Improvement Centers. Curtis is a lumber store.

Councilman Kusnierz recalled they passed a resolution to purchase from Curtis Lumber at a number not to exceed for the materials.

Supervisor Jenkins recalled that the not to exceed number included the fencing.

Supervisor Jenkins again stated that if they get the DeCrescente Contract for the vending machines they could hold a special meeting to discuss both issues.

Councilwoman LeClair suggested a special meeting on Thursday, April 16th at 7:00 p.m.

Supervisor Jenkins asked Chris Scarincio if the quote from Curtis Lumber was the lowest and Chris responded no they weren't the lowest they were \$100.00 more, but they included free delivery. They will deliver as many times as they need to.

A special meeting was scheduled for April 16th at 7:00 p.m.

Supervisor Jenkins asked Chris Scarincio to get copies of the quotes to the Town Board.

Supervisor Jenkins asked when a contract could be obtained from DeCrescente.

A regular meeting of the Town Board of the Town of Moreau was held on April 14, 2009 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

Danielle Bourdeau replied that they would have a contract by tomorrow.

Danielle Bourdeau asked if they were going to discuss the contract with Girl's Softball and Supervisor Jenkins said it would be discussed in executive session. She asked if it would be signed tonight and Supervisor Jenkins said no. She said she was feeling under the gun. Their season starts next Saturday.

On behalf of the residents in the Town that have dial up internet service Councilman Kusnierz thanked the Supervisor for getting us in the running for stimulus money for broadband.

Steve Gram stated that they came down to the park today to do a test to see if they could provide internet service to the park.

A motion was made by Councilman Kusnierz and seconded by Councilwoman LeClair to adjourn to executive session at 9:05 p.m. to discuss contracts regarding South Glens Falls Soccer Club and South Glens Falls Girl's Softball, Inc., issues regarding an unnamed committee member and disciplinary issue regarding an unnamed employee.

Roll call vote resulted as follows:

Councilman Kusnierz	Yes
Councilman Cumm	Absent
Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Supervisor Jenkins	Yes

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

A motion was made by Councilman Kusnierz and seconded by Councilwoman LeClair adjourn the executive session and re-open the regular meeting at 9:55 p.m.

Roll call vote resulted as follows:

Councilman Cumm	Absent
Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Supervisor Jenkins	Yes

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair to approve the employment request from Steve Gram and hire the following seasonal employees:

<u>Employee's Name</u>	<u>2008 Rate / 2009 Rate</u>	<u>Title of Position</u>	<u>Pre-Employment Physical Needed</u>
Michael Linehan	\$10.00 per hour	Seasonal Laborer / Security	Yes
Ryan Kobor	\$9.30 ph / \$9.60 ph	Seasonal Laborer	No
Chris Leege	\$8.25 ph / \$9.00 ph	Seasonal Laborer	No

A regular meeting of the Town Board of the Town of Moreau was held on April 14, 2009 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

Zack Howe	\$8.25 ph / \$8.55 ph	Seasonal Cemetery Laborer	No
Andre Thibodeau	\$8.25 ph / \$8.55 ph	Seasonal Laborer	No
Emily Knapp	\$9.25 ph / \$9.55 ph	Head Lifeguard	No
Rachel Knapp Varney	\$8.50 ph / \$8.80 ph	Lifeguard	No
Faryl Hewitt Hewlett	\$8.00 ph / \$8.30 ph	Lifeguard	No
Morgan Gorham	\$7.75 ph / \$8.05 ph	Lifeguard	No
Tanya White	\$10.00 ph / \$10.30 ph	Arts & Crafts Specialist	No
Nick Mattison	\$10.00 ph / \$10.30 ph	Youth Sports Specialist	No

[Amended 4/28/09 jf]

Roll call vote resulted as follows:

Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Councilman Kusnierz	Yes for all, except abstain from voting for Michael Linehan to avoid the appearance of a conflict of interest.
Councilman Cumm	Absent
Supervisor Jenkins	Yes

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair to adjourn the regular meeting at 9:58 p.m.

Roll call vote resulted as follows:

Councilwoman LeClair	Yes
Councilman Kusnierz	Yes
Councilman Cumm	Absent
Councilman Prendergast	Yes
Supervisor Jenkins	Yes

Meeting adjourned.

Respectfully submitted,

Jeanne Fleury
Town Clerk

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