

A regular meeting of the Town Board of the Town of Moreau was held on January 22, 2013 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

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

The Town Clerk called the roll.

Town Board Members Present

Robert J. Vittengl, Jr.	Councilman
Bob Prendergast	Councilman
Gina LeClair	Councilwoman & Deputy Supervisor
Todd Kusnierz	Councilman (Arrived at 7:05 p.m.)

Town Board Members Absent

Preston L. Jenkins, Jr.	Supervisor
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Also Present: Jeanne Fleury, Town Clerk; Karla Buettner, Attorney for the Town; Paul Joseph, Highway Superintendent; Jesse Fish, Water Superintendent; Joe Patricke, Building Inspector/Code Enforcement Officer (arrived at 7:05 p.m.); Reed Antis, Planning Board Member and Town Resident (arrived at 7:05 p.m.); Scott Milligan, Nicholas Misser and Nelson Charron, Town Residents; Jamie Munks, Post Star Reporter

Deputy Supervisor LeClair welcomed everyone to the meeting.

Deputy Supervisor LeClair led the Pledge of Allegiance.

MINUTES

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

January 3rd (2 Sets), January 8th and January 10th (2 Sets)

The Town Clerk noted the following corrections:

Organizational Minutes – January 3, 2013 – Page 12 – Earl Ruff was listed as Water/Sewer Department Superintendent As Needed and his title should read Assistant Water/Sewer Department Superintendent As Needed.

Regular Town Board Meeting – January 8, 2013 – Page 34 – The following comment from Councilwoman LeClair was added at her request and it was inserted under Committee Reports under the 1st paragraph:

Councilwoman LeClair reported on information received about a grant that may be available through the New York State Recreation and Park Society. From the information obtained, it appears that they will write the grant and the grant has to do with helping to fight childhood obesity. They need to know the Number of Youths served by our agency that are pre-school anytime of the day and the number of Youths served age 6 to 14 in afternoon programs. It seems to be a grant that is a tie-in with the one we are working with the school district on. It is about getting kids outside and moving and helping them with healthy eating and helping to prevent childhood obesity. In the information that was received by the Town it reads that the Town should analyze the data. It doesn't matter if one of the Town's estimates is off a little as they will annualize it. They will draft the grant, proof the grant and submit it. There was nothing that indicated any cost to the Town.

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Councilwoman LeClair stated that she would like to move forward with this grant. She said that she would copy the board on the information and she would see what else she could find out about the grant. It is something that we need to move quick on.

No objections were raised by the Town Board Members.

Approval of the minutes was tabled until the next regular meeting of the Town Board.

SET FUTURE MEETINGS AND WORKSHOPS

There were no special meetings or workshops scheduled.

15 MINUTE PUBLIC COMMENT PERIOD

Deputy Supervisor LeClair asked if anyone present wished to be heard.

There was no one who wished to be heard.

HIGHWAY DEPARTMENT REQUESTS

Paul Joseph, Highway Superintendent, reported that the sander chain on Truck #11, the 2009 Mack, broke last night and had to be repaired on an emergency basis. He obtained three quotes, as follows:

Loughberry	\$990.00	Two weeks before available
Trius	\$1,097.00	In Stock
Viking	\$1,050.00	In Stock

Paul Joseph opted to purchase the sander chain from Viking at a cost of \$1,050.00. It was purchased and installed and he is now asking for authorization from the board for this purchase.

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl authorizing the purchase and installation of a sander chain from Viking at a cost not to exceed \$1,050.00 for Truck #11, the 2009 Mack.

Roll call vote resulted as follows:

Councilman Prendergast	Yes
Councilwoman Vittengl	Yes
Councilman Kusnierz	Absent
Supervisor Jenkins	Absent
Deputy Supervisor LeClair	Yes

RECREATION DEPARTMENT REQUESTS

None

WATER DEPARTMENT REQUESTS

None, but Jesse Fish did inform the board members that the water tap was done last week for the new municipal complex off Route 197 and once the main was opened up they realized that the wrong sleeve had been sent. They sent a 12 inch sleeve and the water main is 8 inches. The crew on-site to do the work were delayed as a result and there will be an additional charge of \$60.00 on the invoice to the Town. This will bring

the quote up to \$10.00 more than the next lowest quote. He just wanted the board to be aware of this. He will copy the board members on the information for the Month-End Audit Meeting.

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[At this point in the meeting Councilman Kusnierz, Reed Antis and Joe Patricke entered the meeting.]

BUILDING INSPECTOR'S REQUEST

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl authorizing Joe Patricke, Building Inspector and Code Enforcement Officer to attend the Northern Adirondack Code Enforcement Officials Association Conference in Lake Placid, New York, on March 4th through March 7th and for the registration fee and hotel charges totaling \$549.00 and mileage and meals and all necessary expenses to be a proper Town charge.

Roll call vote resulted as follows:

Councilman Kusnierz	Yes
Councilman Vittengl	Yes
Councilman Prendergast	Yes
Supervisor Jenkins	Absent
Deputy Supervisor LeClair	Yes

DISCUSSION RE: MUNICIPAL COMPLEX – KINGSLEY TO SPREAD RUBBLE

On January 16th Terry McGuire the Supervisor's Secretary obtained approval from a majority of the Town Board via telephone authorizing Don Kingsley to spread rubble around the new municipal complex at a cost not to exceed \$3,000.00 for the equipment and operator. This verbal approval now needs to be ratified by the Town Board at this meeting.

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl to engage the services of Don Kingsley Excavating, LLC to supply equipment and operator to spread rubble around the new municipal complex site at a cost not to exceed \$3,000.00.

Roll call vote resulted as follows:

Councilman Vittengl	Yes
Councilman Prendergast	Yes
Councilman Kusnierz	Absent [Councilman Kusnierz had stepped out of the meeting room during this vote.]
Supervisor Jenkins	Absent
Deputy Supervisor LeClair	Yes

RAGNAR RELAY 2013

A motion was made by Councilman Vittengl and seconded by Deputy Supervisor LeClair approving a request for a Ragnar Relay Race to pass through the Town of Moreau on September 27th through September 28th.

Roll call vote resulted as follows:

Councilman Vittengl	Yes
Councilman Prendergast	Yes

Councilman Kusnierz	Abstain [Councilman Kusnierz had just reentered the meeting room when this vote was taken.]
Supervisor Jenkins	Absent
Deputy Supervisor LeClair	Yes

RECREATION – FIELD USE BY ORGANIZATIONS – SCHEDULING – DISCUSS

A regular meeting of the Town Board of the Town of Moreau was held on January 22, 2013 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

Deputy Supervisor LeClair stated that Councilman Kusnierz had wanted to discuss the field use by organizations and scheduling.

Councilman Kusnierz said he and the board received an e-mail and he thought the whole Town Board should be involved in this.

Councilman Prendergast asked if the e-mail he was referring to was the one that Terry was involved in.

Councilman Kusnierz replied yes.

Councilman Kusnierz stated that it was his opinion that the Recreation Committee shouldn't make this decision, it should be made by the full Town Board and he thought it should be on the agenda.

Deputy Supervisor LeClair stated that Jeremy Tripp, the laborer in the Recreation Department, is more than capable of handling this matter. She told Councilman Kusnierz that it depends on whether or not he wants Jeremy to handle this or the board members to handle it.

Councilman Kusnierz asked if she was referring to scheduling the fields and Councilwoman LeClair replied yes.

Councilman Kusnierz said that he didn't think it was ever the intention of the Town Board to have a laborer handle this.

Councilwoman LeClair stated that she didn't think the Town Board was headed in that direction either, she was thinking about having Jeremy handle this only until a new person is hired.

Attorney Buettner stated that she didn't think the Town Board could have Jeremy handle this. He is classified as a laborer under civil service and this isn't part of his duties.

Councilwoman LeClair asked the Town Clerk how this was handled in the past.

The Town Clerk replied that Steve Gram scheduled the field use. The organizations got approval from Steve to use the fields and individuals that wanted to use the fields filled out a form and Steve Gram either approved or disapproved it.

Councilman Kusnierz asked if there is a master schedule and the Town Clerk replied that Steve Gram handled all of this down at the park and this information was never presented to her.

Councilman Kusnierz stated that one way to handle this would be if they could get the master schedule of what is available and then the requests could come into Terry, on an interim basis, until they have a direction on what they are doing down at the park and Terry could approve them on a first come first serve basis.

Councilman Vittengl stated that they needed to lock in the major contracts first from Little League, Girl's Softball and the Legion, etc. They could ask the representatives of those organizations to come in next month and they

could plug in those dates. We are committed to sectional play this year so we have to lock that in and then we can fill in from there. He said it should come from Town Hall rather than the park. "They could come in here and the girls can lay it out, we could work through it."

Councilman Prendergast asked if there is a time frame for this.

Councilman Vittengl said he thought traditionally they tried to get the contracts done in February or March and the field use dates blocked in. They don't use the fields until April. He said that a group would use it until June 20th and then the next group comes in and a pecking order would be established.

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Deputy Supervisor LeClair suggested that Councilman Vittengl and Councilman Kusnierz speak with Jeremy on how it was done as he is familiar with all of the paperwork.

Councilman Vittengl asked if Jeremy could pull the schedule off the computer and Deputy Supervisor LeClair replied yes.

Councilman Vittengl said the Town Board could review the schedule and bring it to the next meeting and lay it out and get a hold of the representatives of the various groups and go from there.

Councilman Kusnierz thought this was the best way to do it.

RECREATION PARK VENDING MACHINE AGREEMENT – DISCUSS

Deputy Supervisor LeClair stated that the vending machine agreement was with DeCrescente and it has expired. She spoke with Jeremy today and asked him if he has experienced any problems with this vendor and Jeremy replied no, he had to call them a couple of times to pick up things, but when he spoke with the manager the items were picked up the next day. Jeremy suggested that since softball and baseball is required to purchase beverages from the same vendor that we have, that perhaps we should reach out to them and find out if they experienced any problems with this vendor or if they are satisfied with them before we enter into another agreement.

The board members agreed with this recommendation.

RESOLUTION TO AMEND BUDGET FOR MOREAU EMS INCREASING IT \$4,000.00 PER CONTRACT

A motion was made by Councilman Prendergast and seconded by Councilman Kusnierz authorizing the following transfer of funds:

Transfer \$4,000.00 from A1990.4 – General Fund – Special Items – Contingent Account into A4540.4 – General Fund – Ambulance – Contract to pay the \$4,000.00 difference between the 2013 Moreau Emergency Squad Contract and the 2013 Adopted Budget.

Roll call vote resulted as follows:

Councilman Prendergast	Yes
Councilman Kusnierz	Yes
Councilman Vittengl	Yes
Supervisor Jenkins	Absent
Deputy Supervisor LeClair	Yes

15 MINUTE PUBLIC COMMENT PERIOD

Reed Antis asked the board members what the status was on the hiring of a Part-Time Recreation Program Director. He said he realizes that an appointment hasn't been made yet. He asked what the board expects from this new position.

Councilwoman LeClair stated that paperwork has been submitted to Saratoga County for a description of the job and she sees that the board received paperwork back from them today and it was in their mailboxes. She stated it would be a part-time position to plan and implement recreational programs.

Reed Antis asked what kind of programs.

Councilwoman LeClair replied our soccer program, our basketball program, our wrestling program, etc.

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Reed Antis asked if the two board members who serve on the Recreation Committee are going to take care of a lot of the business decisions that need to be made for the recreation department.

Councilman Kusnierz replied no, all the business decisions will be made by the full Town Board. That would be his position as a member of the Recreation Committee. He said they haven't finalized anything as to what they are doing down there. It is still a working project. Once they make a decision they will announce it.

Reed Antis stated that what they did was eliminate a department head position.

Councilman Kusnierz replied no, they didn't eliminate it; they changed the classification from a full-time position to a part-time position.

Attorney Buettner stated that the Town Board did abolish the position. The Town Board passed a resolution abolishing the position.

Councilman Kusnierz asked what the new position is then.

Attorney Buettner replied that civil service has to create the new position. It hasn't been created yet. It is her understanding that Fran Thibodeau, Principal Account Clerk, sent down a duty statement to Saratoga County and the duty statement was for a Recreation Activities Director and it would be a part-time position. She was not aware that something had come back from the county. She doesn't know what the county has said about the duty statement, but the position has not been created yet.

Councilman Kusnierz said he wanted to rephrase his statement. He said from a budgetary standpoint we have changed that position from full-time to part-time and we are still dealing with civil service on how it will be classified.

Reed Antis said he understands this, but it sounds like the new position will deal with programs and not the nuts and bolts of the recreation department. The past recreation department had more decision making. The recreation department is more than just programs.

Councilman Kusnierz replied there are programs and maintenance responsibilities down there.

Reed Antis replied yes, but the laborers handle the maintenance. Somebody has to manage the park.

Councilman Vittengl stated that the person hired, the planner or the position they are creating, will be involved with the budget process, programs, expansion of programs, etc.

Reed Antis said it sounds like they will deal with activities and not other parts of the recreation department. There is a lot more than programs that run our recreation department. It seems like we have nobody taking care of the budget constraints other than the two board members who serve on the Recreation Committee.

Councilman Vittengl said the new planner will put together a budget.

Reed Antis replied that they will be asking them to handle the programs. Handling programs and managing the fields and maintenance are totally different responsibilities. What they will be asking the person that fills this position to do and the job description doesn't seem to match up. We are already seeing concerns of how the fields are going to be used and it has nothing to do with basketball or skating.

Councilman Vittengl replied that skating is up and running and the sledding program is going along fine.

Reed Antis replied sure, but he is more concerned about the management decisions and it doesn't sound like the recreation position that the board is creating has anything to do with management decisions. He asked if management decisions are going to fall on the board.

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Councilwoman LeClair replied that they are looking at options. One option is to have a working foreman. They need to work with Saratoga County on a job description for that. She said right now Jeremy who has worked for the recreation department for some time now and who has worked with Steve is helping out.

Reed Antis stated that the attorney just said that he is a laborer and not responsible for those decisions.

Councilwoman LeClair replied that he isn't responsible for decision making, but he is making sure that all the jobs that need to be done are done. If there is plowing to be done or there is shoveling to be done he is making sure it is done.

Reed Antis said he is not responsible for this though. He said it seems like the board is responsible. Without any recreation department head it seems like the board is asking a lot out of the other individuals when their position doesn't really qualify them to make those decisions.

Councilman Kusnierz replied that the Town Board oversight will remain the same if not even more engaging.

Reed Antis said that is the point he is trying to make. It is going to be much more.

Councilman Kusnierz said to put it another way, there isn't going to be any bill paid unless the Town Board signs off on it, so from a financial standpoint the oversight is already covered.

Reed Antis said he understands that and he isn't concerned about that and told Councilman Kusnierz that he has kept it real tight. He said that it seems like they don't have an individual to run the recreation department and it is more the Town Board that is running the recreation department now and the employees doing certain positions.

Councilman Kusnierz stated they have less staff down there now.

Reed Antis replied yes, he agrees.

Deputy Supervisor LeClair said they are still discussing the fine tuning.

Reed Antis said he understands and thanked the board for their time.

Deputy Supervisor LeClair asked if anyone else wished to be heard. There was no response.

COMMITTEE REPORTS

Deputy Supervisor LeClair reported that she met with Nick Fitzgerald from the school district about a month and a half ago about the grant money that we are getting for this year. She went back to meet with him to get some direction on how to proceed. Nick had a couple of requests. One was that since they helped us buy the skating rink he wants to know if it would be possible to keep the rink open Wednesday and Thursday evenings, as well as, Friday and Saturday evenings. She spoke with Jeremy who is helping with the scheduling and he said that starting the week of the 13th we will have the staff to do this. Right now the employees are at the maximum number of hours they can work to be part-time employees as they are covering the basketball and wrestling programs at the schools. She asked for an opinion from the board about keeping the ice rink open the week of the 13th on Wednesday and Thursday nights. That covers the week the kids are out of school. She said that Jeremy gave her papers showing the usage of the ice rink last year and a graph that he made. She gave copies to the board.

Councilman Kusnierz asked if what he was hearing was that there isn't enough staff to cover these hours.

Deputy Supervisor LeClair said this was correct. We have part-time people who work less than 20 hours per week and our full-time staff. Between covering the rec. park and covering basketball and wrestling at the schools we don't have available any more hours until these two programs are over. Jeremy said that starting the week of

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the 13th he has approximately 20 hours available to open the ice rink on Wednesday and Thursday evenings if the board chooses to do this.

Councilman Kusnierz said we have our other part-time employees and he asked if they have extra hours and would they be interested in working.

Deputy Supervisor LeClair said she didn't have time to reach out to the staff at the Transfer Station and ask if they would be willing to work. She thought Royce Pixley was at his maximum number of hours he can work, because he works at the Transfer Station and the Recreation Park. The only other two would be Dave or Scott.

Councilman Vittengl said the other option might be to have Bruce and Jeremy have a later start time on those days.

Councilman Kusnierz said he wasn't in favor of paying overtime.

Councilman Vittengl said that what he meant was that on Wednesday and Thursday maybe Bruce and Jeremy could start at 10:00 a.m. rather than 8:00 a.m. Somebody could open the gates and then they would arrive at 10:00 a.m. and then they would be there for the evening hours for the ice skating.

Councilman Kusnierz said that would work.

Councilman Vittengl said they have to have skating when the weather permits. Right now it is cold and it is going to be below zero tonight and next week thunderstorms are forecast for Wednesday so the week of the 13th who knows what the weather will be. You have to utilize the ice when you can.

Councilwoman LeClair asked who they would get to open the park.

Councilman Kusnierz said it would be a later start time and asked Councilman Vittengl if that was what he was suggesting.

Councilman Vittengl said somebody could open up the gate at 8:00 a.m. and the employees would arrive at 10:00 a.m.

Councilman Prendergast said if they look at the report that Jeremy provided they will see that on Wednesday and Thursday evenings there wasn't a lot of attendance at the ice rink if any. He agreed that he didn't want to spend any additional money on it.

Deputy Supervisor LeClair said they will have fewer hours committed starting the 13th, because they won't have to supervise the programs at the schools.

Councilman Prendergast said they would shift their hours to the ice rink then and Deputy Supervisor LeClair replied yes.

Everyone was in agreement with this.

Deputy Supervisor LeClair said she would let Nick know. He had Dawn the branch administrator make up a flyer to promote the ice skating. She showed the flyer to the board members. She said that they posted it on the school's website.

Deputy Supervisor LeClair stated that Nick Fitzgerald also asked if the Town Board would consider doing Flag Football in the fall for Kindergarten through Grade 2. Nick said that Pop Warner is dying off and it is difficult for the little kids who do play with Pop Warner and their parents to travel to Saratoga or Albany to play. This is not something the board has to decide on tonight.

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That concluded the committee reports.

SUPERVISOR'S ITEMS

None

Councilman Prendergast asked if the audit meeting was on January 29th and the Town Clerk replied yes at 7:00 p.m.

Councilman Kusnierz stated that they were all contacted about Grant's Cottage and he had asked that it be put on the agenda.

The Town Clerk advised that Terry McGuire was in contact with Tim Welch regarding this and Tim Welch said that February 12th was better for him as he wants to attend the meeting.

EXECUTIVE SESSION

There were no items for executive session.

A motion was made by Councilman Kusnierz and seconded by Councilman Prendergast to adjourn the meeting at 7:28 p.m.

Roll call vote resulted as follows:

Councilman Vittengl	Yes
Councilman Prendergast	Yes

Councilman Kusnierz	Yes
Supervisor Jenkins	Absent
Deputy Supervisor LeClair	Yes

Meeting adjourned.

Respectfully submitted,

Jeanne Fleury
Town Clerk