

A regular meeting of the Town Board of the Town of Moreau was held on July 9, 2013 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

Supervisor Jenkins 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
Todd Kusnierz	Councilman
Preston L. Jenkins, Jr.	Supervisor

#### **Town Board Members Absent**

None

**Also Present:** Jeanne Fleury, Town Clerk; Karla Buettner, Attorney for the Town; Madeline Duxbury, Town Resident; Reed Antis, Town Resident and Planning Board Member (Arrived at 7:13 p.m.)

Supervisor Jenkins led the Pledge of Allegiance.

Supervisor Jenkins welcomed Mrs. Duxbury to the meeting and made his usual statement about silencing all electronic devices during the meeting.

#### **MINUTES**

The minutes from the Month-End Audit Meeting held on June 25<sup>th</sup> at 6:30 p.m. and the Regular Town Board Meeting held on June 25<sup>th</sup> at 7:00 p.m. were presented to the Town Board in advance of this meeting for their review, comment, correction and approval.

#### **MINUTES – JUNE 25, 2013 – 6:30 P.M. – MONTH-END AUDIT MEETING**

No comments or corrections.

#### **MINUTES – JUNE 25, 2013 – 7:00 P.M. – REGULAR TOWN BOARD MEETING**

No comments or corrections.

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair to approve both sets of minutes dated June 25<sup>th</sup> as prepared.

Roll call vote resulted as follows:

Councilwoman LeClair	Yes
Councilman Kusnierz	Abstain
Councilman Vittengl	Yes
Councilman Prendergast	Yes
Supervisor Jenkins	Abstain

#### **MEETINGS/WORKSHOPS SCHEDULED**

A special meeting of the Town Board of the Town of Moreau will be held on July 16<sup>th</sup> at 5:30 p.m. in Moreau Town Hall to interview applicants for the position of Assistant Building Inspector/Code Enforcement Officer.

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The Town Board Month-End Audit Meeting will be held this month on July 30<sup>th</sup> at 5:30 p.m. in Moreau Town Hall.

### **15 MINUTE PUBLIC COMMENT PERIOD**

Madeline Duxbury asked for a follow up on the former Caputo property located at 15 Woodlawn Avenue and thanked Paul Joseph, Highway Superintendent, for mowing the property.

Supervisor Jenkins stated that the deck around the in ground swimming pool is unsafe and the pool has plenty of stagnant water in it that warrants a fence being put around it.

Councilman Prendergast had also been down to the property and said he talked to Joe Patricke about it today and said that the fence that is there is inadequate. Joe Patricke said he would contact the property owner tomorrow and give him one week to put up a substantial fence around the swimming pool.

### **JCAP GRANT RECEIVED – AUTHORIZE PURCHASE REQUEST FROM TOWN COURT**

A check in the amount of \$3,892.85 was received from a JCAP Grant and the Town Court requested approval to purchase the following equipment/supplies and obtained the following quotes:

2 Fireproof File Cabinets from WB Mason	
WB Mason	\$999.99 each x 2 = \$1,999.98
Staples	\$1,119.99 each x 2 = \$2,239.98
Quill	\$1,099.99 each x 2 = \$2,199.98

2 Brother MFC-8710DW Fax/Copiers from WB Mason	
WB Mason	\$399.99 each x 2 = \$799.98
Staples	\$399.00 each x 2 = \$798.00
Quill	Does not have this machine

2 Flags from Saratoga Flag Company	
1 New York State Flag 3' x 5' Nylon	\$49.00
1 U.S. Flag 4' x 6' Nylon	\$59.00

2 Judges Robes from Richard Anthony Robes	
2 Geneva Robes	\$233.90 each x 2 = \$467.80

4 Task Master Mid-Back Swivel Desk Chairs from WB Mason	
WB Mason	\$116.95 each x 4 = \$502.88 (Town Clerk's Note: The \$502.88 was the total price listed on court's request, but the total of \$116.95 x 4 is \$467.80)
Staples	\$119.95 each x 4 = \$479.80
Quill	\$129.99 each x 4 = \$519.96

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\$1,999.98
\$ 799.98
\$49.00
\$59.00
\$467.80
\$502.88
Grand Total \$3,878.65

Councilman Kusnierz asked if the Judges already have robes and the answer was yes.

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl authorizing the purchase of the above equipment/supplies for the Town Court.

Roll call vote resulted as follows:

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

#### **HIGHWAY DEPARTMENT REQUEST**

Two electrical/hydraulic activators for the 2012 New Holland Boom Mower needed to be purchased. The board was polled and approval obtained. This purchase now has to be ratified by the Town Board.

The following quotes were obtained:

Capital Tractor	\$2,790.22
Montage	\$2,270.25
Mooradians Hydraulics	\$825.00

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair authorizing the purchase of two electrical/hydraulic activators for the 2012 New Holland Boom Mower from Mooradians Hydraulics at a cost of \$825.00 out of account DB5130.492 that had a balance of \$23,285.63 as of 6/3/13.

Roll call vote resulted as follows:

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

The Saratoga County Town Highway Superintendent's Association is looking for support from the County Board of Supervisors and the Town Boards across New York State in the form of a letter addressed to the Dean of Cornell University asking her to reconsider the decision to discontinue hosting the Local Technical Assistance Program (LTAP) at Cornell University.

The LTAP has been in existence since the 1930's and is a program that provides educational information by way of the web, newsletters, workshops/seminars, training videos and books electronically to Highway Superintendents across the State of New York and provides updates to new laws and regulations. This information is crucial for Highway Superintendents to do their jobs correctly and efficiently. especially newly elected Highway Superintendents.

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Supervisor Jenkins asked if the Town Board wanted to authorize him to send a letter.

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair authorizing the Supervisor to send a letter to the Dean of Cornell University requesting that the decision to discontinue the LTAP be reversed.

Roll call vote resulted as follows:

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

Councilman Kusnierz mentioned that the request from the Town Board to lower the speed limit on Burt Road from a certain point south of Route 197 to Clark Road from 55 mph to 45 mph has been granted by NYS DOT, which is very good news. He explained the dangers of motor vehicles and farm equipment sharing the roadway when the speed limit was 55 mph.

#### **RECREATION DEPARTMENT REQUEST(S)**

None

#### **WATER DEPARTMENT REQUEST(S)**

None

#### **TRANSFER STATION – GRINDING OF YARD WASTE & RELATED MATERIALS QUOTES**

Supervisor Jenkins advised that three RFP's were sent out for the grinding of brush/material at the Transfer Station. Two quotes were received as follows:

Galusha & Sons	\$5,580.00
A&B Mulch	Declined
Wood Waste Products	\$8,000.00

The cost will come out of account A8160.4 that has a balance of \$4,000.00.

A transfer from the Contingent Account A1990.4 that has a balance of \$32,500.00 is needed before a quote can be accepted.

A motion was made by Councilwoman LeClair and seconded by Councilman Vittengl to transfer \$1,580.00 from A1990.4 into A8160.4.

Roll call vote resulted as follows:

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

A motion was made by Councilman Vittengl and seconded by Councilman Prendergast to accept the quote from Galusha & Sons in an amount not to exceed \$5,580.00 to grind the brush/material at the Transfer Station.

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Roll call vote resulted as follows:

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

#### **RENEWAL OF MINING PERMIT – LEHIGH CEMENT COMPANY**

An application to renew their mining permit with the Town was received from Lehigh Cement Company and put before the Town Board at this meeting for approval.

Attorney Buettner advised that the Town of Moreau Mining Law requires that the applicant submit a letter from NYS DEC indicating that their mining permit is going to be renewed. She did not see this letter in the application packet.

The renewal of the mining permit was put on hold until this letter was received.

#### **RESOLUTION AUTHORIZING DEVELOPER'S SUBDIVISION RECREATION FEES TO BE DEPOSITED INTO THE TOWN-WIDE RECREATIONAL CAPITAL RESERVE FUND WHEN RECEIVED**

Supervisor Jenkins explained that in order to deposit money into the Town-Wide Recreational Capital Reserve Fund a resolution is needed each time from the Town Board and from an administrative point it would be easier if a resolution was passed by the Town Board authorizing all developer's subdivision recreation fees to be deposited into this account rather than the Recreational Capital Project Fund.

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl authorizing all developer's subdivision recreation fees to be deposited into the Town-Wide Recreational Capital Reserve Fund and no longer deposited into the Recreational Capital Project Fund.

Roll call vote resulted as follows:

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

#### **NEW REC. EMPLOYEE(S)**

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl to rehire Felix DeJesus as a Part-Time, Seasonal Laborer at \$8.67 per hour subject to successful completion of a pre-employment physical and Raymond Hoag as Recreation Sports Specialist (Soccer) at \$13.26 per hour and no pre-employment physical required.

These individuals were not interviewed, because they were rehires.

These individual's names were run through the Sex Offender Registry and it was a negative result for both.

Roll call vote resulted as follows:

Councilman Prendergast	Yes
Councilwoman LeClair	Yes

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Councilman Kusnierz	Yes
Councilman Vittengl	Yes
Supervisor Jenkins	Yes

#### **PARENTAL SIGN IN SHEET @ REC. PARK**

Councilwoman LeClair stated that some of Erin's programs run consecutively for two days a week and there is a potential for a parent to drop a child off until noon or 2:00 and it puts us in a position of a day care if they want to think of it like that. The child may stay for one session or all of them, but her concern was if a child gets bored and wanders off and someone comes to pick them up and we don't know where they are it isn't a good situation. She spoke with Attorney Buettner and she said anything Erin does with the children they should be signed in and out by the parent and they have to initial a form. She added a column for identification. The staff will have to verify when someone else picks the child up that didn't drop the child off. They will have to initial the form. There is another form that lists the child's name and the parent would indicate on this form if someone else is picking up the child so we know who is picking the child up and it does read that photo i.d. is required. The third form is the standard application to participate in any activity we offer. She would like to have these forms filled out by the parent and it includes a release of liability and information on how to contact the parent and daily sign in and sign out sheets.

Councilman Prendergast asked if this was for the Arts & Crafts Program and Councilwoman LeClair said Arts & Crafts or Kite Making or Sprinkler Time and one other one in the afternoon. They run consecutively. A parent could potentially drop their child off and return to pick them up at 2:00 in the afternoon. If parents are doing that then we need to be responsible for the child during that entire period. She said most of our programs are like with soccer where the parent drops the child off and picks them up when the game is over.

Councilman Prendergast asked if they were going to do this for soccer.

Councilwoman LeClair said she didn't know. That would be up to the Town Board.

Supervisor Jenkins said with the programs that they were talking about the kids are dropped off and left by themselves, but with the soccer program he didn't think that happens and he doesn't know how we could do it for soccer. We would need three part-time people to just log them in. We are running these programs vs. soccer so there is a difference. We don't do it for softball or youth baseball so he doesn't see why they would do it for soccer.

The Town Board Members didn't object to the forms that Councilwoman LeClair presented to them.

#### **CHANGE IN PROPOSALS NEW MUNICIPAL COMPLEX**

A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair authorizing Change in Proposal #21 for the New Municipal Building to furnish and install ceramic tile floor in lieu of VCT in toilet room 38 in the amount of \$850.50 and Change in Proposal #22 for the New Municipal Building to furnish and install ceramic tile floor in lieu of VCT in toilet room 32 in the amount of \$1,039.50 and Change in Proposal #23 for the New Municipal Building to furnish and install ceramic tile floor in lieu of VCT in janitor closet room 5 in the amount of \$1,386.00.

Roll call vote resulted as follows:

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

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At the Month-End Audit Meeting on June 25<sup>th</sup> there was a voucher and invoice in for audit from W. J. Rourke Land Surveyor for work he did on staking out the grades at the New Municipal Building in the amount of \$1,750.00. The amount budgeted for surveying for the project was \$8,000.00 and as of June 25<sup>th</sup> \$7,550.00 had been spent so Rudy Klick asked for board approval for an additional amount of \$1,300.00. The discussion at that meeting revolved around whether or not there was a resolution passed to engage the services of W. J. Rourke and after the discussion the payment of the voucher was put on hold until further information could be obtained.

At this meeting, Supervisor Jenkins stated that there is another \$3,500.00 worth of work that needs to be done by W. J. Rourke.

Councilman Kusnierz asked if there was no authorization to do the work then how did we go over with the work.

Supervisor Jenkins said there was \$8,000.00 budgeted for surveying in this project.

Councilman Kusnierz stated again that the board never authorized the surveying to be done by W. J. Rourke and that was the problem at the Month-End Audit Meeting.

Supervisor Jenkins stated that Rudy Klick wouldn't have let it go this far without a resolution.

Councilman Prendergast stated that Councilman Kusnierz was right usually Rudy attaches the resolution to the voucher.

Councilman Kusnierz stated that Rudy said there was no resolution.

Supervisor Jenkins said he was pretty sure there was a resolution for the \$8,000.00, but he would have to check. He said that Rudy wouldn't have put the previous bills through audit without a resolution. He stated that right now he would like a resolution for the \$3,500.00 for additional survey work needed. He needs to stake out the grades from Route 197 for the whole front of the property. The front part of the property is lower by a couple of feet from the rest of the property and we need to level it out so it doesn't impact the Fire Company's property.

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl authorizing an additional \$3,500.00 worth of surveying work by W. J. Rourke at the site of the Town's New Municipal Building.

Roll call vote resulted as follows:

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

#### **WHITE BIRCH ESTATES WATER FEES**

Attorney Buettner sent a letter to the owners of White Birch Estates advising them that the fee they were charging their tenants for water was in violation of the Town's Code. The Town's Code reads that they cannot charge in excess of what the Town charges the park for water. As the result of the letter the owner is now going to charge each home in the park \$10.00 per month for water until they can get a meter system that will bill their tenants for the actual water used.

Discussion followed on how the park is billed for water and the water rates in that district.

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The Town Clerk will report back to the Town Board as to what the park was billed for water for a twelve month period and the board will then determine if the \$10.00 per month, per home, will equate to more than what was billed them.

### **ADIRONDACK CABLING**

The Town Board previously accepted a quote from Stored Tech to install cabling in the New Municipal Building. Supervisor Jenkins stated at this meeting that Stored Tech came back and said they wanted more money and questioned whether they could even do the job without causing damage and said they couldn't afford to do the job at the price they quoted. He said they wanted double the price, or something like that, and it didn't include all the drops required.

Councilman Kusnierz asked who the three quotes were from and Supervisor Jenkins replied Adirondack Cabling, Cost It and Stored Tech. Tech II also quoted but they quoted on CAT 5 Cable and CAT 6 is industry standard now.

Supervisor Jenkins stated that Adirondack Cabling went through the building and described how they planned to do the job and they are even doing a piece of the job that Cost It was hired to do so the price from Cost It will be a little lower.

Councilman Kusnierz stated that when Terry McGuire called him about this to get verbal approval it was presented to him that Supervisor Jenkins son worked for Adirondack Cabling or worked closely with them and that it was his son who recommended the Town go with Adirondack Cabling.

Supervisor Jenkins stated that his son worked for a company that had some work done by Adirondack Cabling and his son no longer works for that company. He didn't see any conflict. There is nothing in it for his son.

Supervisor Jenkins asked for a motion and second to accept the quote from Adirondack Cabling in the amount of \$16,806.00.

A motion was made by Councilman Vittengl and seconded by Councilwoman LeClair to accept the quote from Adirondack Cabling at a cost not to exceed \$16,806.00.

Roll call vote resulted as follows:

Councilman Vittengl	Yes
Councilman Prendergast	Yes
Councilwoman LeClair	Yes
Councilman Kusnierz	No
Supervisor Jenkins	Yes

### **PAVING PROPOSALS – NEW MUNICIPAL COMPLEX**

Supervisor Jenkins presented the following quotes for paving at the New Municipal Complex:

Town of Moreau Highway Department	\$95,114.22
Palette/Kubricky	\$77,279.95
Peckham	\$82,400.00

Supervisor Jenkins stated the amount budgeted in the project for paving was \$80,000.00 so the quote from Palette/Kubricky in the amount of \$77,279.95 was under budget.



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A motion was made by Councilman Prendergast and seconded by Councilwoman LeClair to accept the quote from Palette/Kubricky in an amount not to exceed \$77,279.95 to do paving at the site of the New Municipal Complex.

Roll call vote resulted as follows:

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

#### **AUTHORIZE TOWN CLERK TO PLACE AN AD FOR PART-TIME CLEANER**

Supervisor Jenkins said he would like the Town Board to authorize the Town Clerk to place a help wanted ad for a part-time cleaner. The plan would be to keep Ted Monsour on staff and to have another part-time cleaner to fill in for vacation time and sick time. Also the new building is much larger and there are more bathrooms to clean.

Councilman Kusnierz stated that we are expanding our square footage and he wondered if RFP's, for cleaning services for all of the Town's facilities, should be sent out.

The reply was that Ted Monsour is already cleaning the highway department.

A motion was made by Councilman Vittengl and seconded by Councilwoman LeClair authorizing the Town Clerk to place an ad for a part-time cleaner.

Roll call vote resulted as follows:

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

#### **RESOLUTION HONORING DECEASED VETERAN JOHN A. CAHILL**

A motion was made by Councilwoman LeClair and seconded by Councilman Prendergast to adopt the following Proclamation:

WHEREAS, John A. Cahill was a World War II Veteran who was born in Warrensburg, New York on December 17, 1916 and became a Town of Moreau Resident, and

WHEREAS, John A. Cahill attended Warrensburg High School and worked on his family's farm and married his wife of 64 years, Enid Braynard, on June 25, 1938, and

WHEREAS, John A. Cahill enlisted in the United States Army on January 19, 1943 and earned the rank of Tec Sgt. and served in the European Theater until his honorable discharge on February 26, 1946, and

WHEREAS, John A. Cahill was presented with the Victory Medal, EAME Camp Medal, and Honorable Service Lapel Button, and

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WHEREAS, John A. Cahill upon his honorable discharge from the United State Army returned home and entered the field of construction and was a member of the Local Carpenters Union 229 for 47 years and was employed by Canam until his retirement in 1979, and

WHEREAS, John A. Cahill passed away on September 12, 2002 at the Glens Falls Hospital and was pre-deceased by his wife Enid Braynard Cahill and is survived by Ron Cahill, John Cahill, Shelly DeLong, Joan Distalto, and 8 grandchildren and great-grandchildren, and

NOW, THEREFORE, BE IT RESOLVED, that in memory of John A. Cahill and in honor of his military service to this country he will be honored on July 16, 2013 at the Saratoga County Municipal Center in Ballston Spa, New York, as a United States Army, World War II Veteran, and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Moreau is proud to recognize John A. Cahill for his years of service as a distinguished World War II Veteran.

Roll call vote resulted as follows:

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

#### **VENDING MACHINES AT BEACH**

The Town had a contract with DeCrescente for vending machines in the Town's Recreation Park and the drinks are purchased from DeCrescente at a certain price and then the staff stocks the vending machines and whatever profit is made by the Town of the drinks is kept by the Town. The contract expired. Councilwoman LeClair thought the Town Board had picked a vending company, but they hadn't. She called DeCrescente and they don't stock their machines.

Supervisor Jenkins stated that Fitzgerald's is the only vending company that stocks their machines. The Highway Department has Fitzgerald's vending machines in their building. Councilman Kusnierz was surprised to learn this and asked if the Town Board authorized Fitzgerald's to put their machines there. Supervisor Jenkins didn't know the answer to this question.

Councilman Kusnierz said that RFP's should be sent out so everyone gets a fair chance.

Supervisor Jenkins said he could send out RFP's.

Councilman Kusnierz reminded the Town Board Members that the Town spent thousands of taxpayer's dollars in legal fees trying to get Fitzgerald's to hold up their end of a contract with the Town of Moreau a few years ago.

Supervisor Jenkins said the Town got their money back and Councilman Kusnierz replied most of it.

Councilwoman LeClair stated that she doesn't know where else to go to get a quote besides DeCrescente and Fitzgerald's.

Councilman Kusnierz also added to his previous comment that the Town Board tried to have a cordial conversation with Fitzgerald's over the contract and it didn't go well.

Councilwoman LeClair stated that the people at the beach are asking for a vending machine. She stated that if they sent out RFP's then they probably wouldn't have a vending machine in place for this year.

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Councilman Prendergast stated that if they went with Fitzgerald's then at least they would know this time around that the Town was going to hold them to their contract.

Supervisor Jenkins stated that one option would be to get a current contract with DeCrescente and he said he liked Councilman Prendergast's comment that at least Fitzgerald's will know we'll uphold our contract. He said that if the Board Members wanted Fitzgerald's and DeCrescente to attend the next meeting he would ask them to.

Councilman Kusnierz, Councilwoman LeClair and Councilman Prendergast replied that they would like their proposals in writing instead and then the Board Members can decide on one.

### **DISABILITY INSURANCE**

The CSEA Contract has a clause in it regarding Disability and the Board Members were being asked to consider making this clause part of the Town's Employee Handbook.

A motion was made by Councilwoman LeClair and seconded by Councilman Prendergast to adopt the following Disability Policy:

After five (5) working days of sick leave or seven (7) calendar days, the employee must apply for NYS Disability Insurance Benefits and his/her sick leave pay shall be reduced by the amount of disability benefits he/she receives. For each day of sick leave after the fifth (5<sup>th</sup>) working day or seventh (7<sup>th</sup>) calendar day, the employee shall be able to utilize their leave accruals and be paid their full salary by the Town. The Town will retain the employee's Disability payment and credit the employee's leave accruals accordingly.

Roll call vote resulted as follows:

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

### **15 MINUTE PUBLIC COMMENT PERIOD**

Reed Antis asked if the Town was violating any disability laws by not fixing the handicapped ramp.

Supervisor Jenkins replied that the Town is awaiting a check from the insurance company. There are three insurance companies arbitrating the claim.

Reed Antis wondered if the ramp would hinder the sale of the Town Hall if it remained unfixed and Supervisor Jenkins replied.

Reed Antis asked if the water hook up on Spier Falls Road is complete.

Supervisor Jenkins said they were close. They are waiting on a contract with Saratoga County so it could be submitted to the EFC.

Reed Antis asked if the Town Board Members knew that the beach was closed on Saturday.

Supervisor Jenkins replied that they did and said it couldn't open without lifeguards.

Councilman Prendergast advised that they have been trying to find lifeguards and are having a hard time.

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Reed Antis asked if it was time to get out of the beach business.

Councilman Prendergast and Councilwoman LeClair replied no and said the beach is heavily used and a lot of people have become dependent on it on the hot days. Plus, they just spent a lot of money on the new sewer system down there.

Councilman Kusnierz asked Supervisor Jenkins if he could approach the Village of South Glens Falls and ask them if they could put up a new sign that stands out more directing people to the beach.

Supervisor Jenkins said he would speak to the Mayor about this.

Reed Antis asked what the outcome was with the Route 197 disturbance.

Supervisor Jenkins stated that the Deputy Sheriff spoke with Mr. Hall and he went to the home of the disturbance and talked with the owners and he gave Mr. Hall a number to call if it happens again.

Reed Antis asked if the Board Members had worked out the mail situation for the new building on Route 197.

Supervisor Jenkins stated that two letters were mailed out one with Moreau 12828 and one with Moreau 12831 and both were delivered the next day. He has a call into the Congressman and it is likely that we will be able to officially use Moreau as a mailing address with the 12828 and 12831 zip codes.

### **COMMITTEE REPORTS**

Councilwoman LeClair stated that she is still playing phone tag with the mover.

Councilwoman LeClair reported that Councilman Vittengl bought lumber in hopes of having garden beds built for people with limited accessibility and then they didn't have anybody sign up at first. However, today when she was in the park there was a lady there who came up to her, who was an avid gardener last year and helped everybody with their beds and who has been recognized in the community as an outstanding volunteer, and said that she wasn't able to have a garden bed this year, because she can't bend over and yet she still comes and walks around the garden beds and enjoys just being there. The staff offered to use some of the lumber purchased by Councilman Vittengl and they are going to build her a garden bed. The woman got so excited and emotional that she hugged Councilwoman LeClair and said thank you and said how much she has missed it. Councilwoman LeClair said thank you to Councilman Vittengl.

### **SUPERVISOR'S ITEMS**

Supervisor Jenkins reported that SEDC had a potentially interested party for one of the lots in the Moreau Industrial Park, but he doesn't have any details at this time other than the company is a manufacturer of cheese and yogurt.

Supervisor Jenkins reported that he spoke to Bill Hart from the Government for Economic Development Council about what happened with the CFA grant for Route 9 Buck Group project. There were no written letters of intent from the developer on how he planned to come up with the \$2.2 million. Since it was going to be an EFC project there wasn't enough identification of economic development for it to go through the Department of State instead of the EFC and the EFC would only put in 20%. They would expect 50% private and 30% from the municipality. Jim Angus of the SEDC recommends that we consider an economic development study for the Route 9 corridor. The cost would probably be between \$8,000.00 and \$10,000.00 for this study. NYS DOT is going to be doing a study of the Route 9 from Exit 17 to the Village of South Glens Falls line. They are going to take a look at land issues adjacent to Route 9 as part of the study. Supervisor Jenkins stated that the Town Board could take a look at this during budget time.

A regular meeting of the Town Board of the Town of Moreau was held on July 9, 2013 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl to adjourn to executive session at 8:35 p.m. to discuss the employment history/performance of an unnamed employee(s) and to discuss the potential future employment of an unnamed person.

Roll call vote resulted as follows:

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

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

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl to adjourn the executive session and re-open the regular meeting at 9:06 p.m.

Roll call vote resulted as follows:

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

No action was taken in the executive session.

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl to hire Justin Fizzuoglio for the position of Lifeguard at a rate of \$8.67 per hour and subject to successful completion of pre-employment physical, if needed, and background check.

Roll call vote resulted as follows:

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

A motion was made by Councilman Prendergast and seconded by Councilman Vittengl to adjourn the regular meeting at 9:08 p.m.

Roll call vote resulted as follows:

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

A regular meeting of the Town Board of the Town of Moreau was held on July 9, 2013 in the Town of Moreau Office Building, 61 Hudson Street, South Glens Falls, New York.

Meeting adjourned.

Respectfully submitted,

Jeanne Fleury  
Town Clerk