

The Town of Moriah Town Board held their Regular Town Board Meeting on Thursday, July 12, 2018 at 6:00pm at the Town of Moriah Court House, 42 Park Place, Port Henry, New York.

Present: Thomas Scozzafava Supervisor
Thomas Anderson Councilman
Matt Brassard Councilman

Absent: Paul Sslerno Councilman
Lucille Carpenter Councilwoman

Others Present: Sharon O'Connor, Jeff Kelly, Linda Smyth, Ronnie Cunningham, Gail Pilger, Rich Lapier, Jamie Wilson, Cecelia Wojciukiewicz, Jennifer Amid, Bill Trybendis, Rene Anderson, Jim Cunningham, Paul Reese, Cathy Sprague, Muriel Currier & Daughter and Rose French-Town Clerk.

Supervisor Scozzafava opened the meeting at 6:00pm by saluting the flag.

ON MOTION by Councilman Anderson, seconded by Councilman Brassard, the following resolution was

APPROVED	Ayes	Scozzafava, Anderson, Brassard
	Nays	0
	Absent	Salerno, Carpenter

RESOLVED that the Town of Moriah Town Board approve the minutes from the previous meeting.

Floor Open to the Public:

Jim Cunningham addressed the board regarding his concerns about a Transfer Station on Decker's Flats right behind his home. He has lived here 34 years and had a business for 28 years. He would like to see the land used for residential use if it had water and sewer. He is worried about property values if the Transfer Station is moved there. He is also concerned about vermin. He feels the settling ponds would be a perfect spot for the Transfer Station; it is a central location. Supervisor Scozzafava stated he understands Mr. Cunningham's concerns. Nothing is set in concrete. The Hydro Project needs the land that Transfer Station and Highway Garage are on because of the shafts. They would do a land swap with the Town of Moriah. They are currently looking at other areas as well for the Transfer Station. They are looking at Switchback Road and they will be taking into consideration the neighbors. Even if the Transfer Station is moved to Decker's Flats, you will not be able to see it from the road. The Supervisor stated it needs to be in a central location. Muriel Currier asked if it would be put to vote and the Supervisor said he doubts it. The Supervisor stated that this Hydro Project is the future of this Community. Ms. Currier stated she is worried about all the trucks going by her house on Broad Street. The Supervisor stated again that they are taking into consideration other sites.

Paul Reese stated he recently went to the Transfer Station and it was a mess. He stated there were 3 people working and he couldn't get any help. The bins were overflowing and there was trash everywhere. The paper bin was a mess; he couldn't even put his stuff in there. He stated another resident helped him out by leveling one of the bins with a shovel. The Supervisor stated he spoke to Cheyenne; Transfer Station Operator regarding this matter and he was the only one on duty that day; 1 person was a resident and the other one was a YCC worker and they are very limited as to what they can do. The County has a contract with SERKIL, they are the ones who empty the bins. Jamie Wilson stated that the week of July 4th was very busy and Moore's Recycling never picked up the metal. He also stated that the C & D was finally picked up today. Mr. Wilson stated that when Cheyenne is the only one working it is very hard for him to accommodate everyone. The Supervisor stated that our Transfer Station is the 2nd busiest one in Essex County. He reminded everyone that not all Transfer Stations take C & D; we do, plus we recycle electronics. The Supervisor stated he brought it to the attention of the Operator. Mr. Wilson stated that the Operator saw Mr. Reese go to all 3 containers and did come to make sure he had stickers on his bags. The Supervisor stated the Transfer Station is very busy and they only have 1 FT employee and 1 PT employee. He also stated it is not a perfect system. Mr. Wilson stated the Operator tried to put a chain up so residents would have to wait and they drove right over it. The Supervisor called the County regarding pick up and they said they had some trucks that were down. Linda Smyth asked when the Transfer Station is moved to the new site

will the garbage be weighed and the Supervisor said yes, definitely. He said the way we do it now is not good, charge by volume and pay by weight; bad way to do it. The Supervisor stated that residents will argue with the Operator about how much a bag weighs. Councilman Anderson asked if it would be more expensive by weight and the Supervisor said not necessarily. Gail Pilger asked if there is a problem with rats at the Transfer Station and the Supervisor said no, we pay Orkin to come monthly and take care of them. The Supervisor stated that the Highway Garage is having a problem with them right now.

Rene Anderson stated that Champ Day is this Sunday. They still need volunteers for the dunking booth. Paul Reese stated that the Cheever Sailing Club will try to hold their races closer to the activities so people can watch. Cathy Sprague stated they have 20 vendors. The Supervisor asked if they were all set with parking and Cathy said yes. Linda Smyth asked if it was all in one place this year and Rene said yes. Councilman Brassard asked if the road coming into the campsite would be closed and Rene said yes. Councilman Anderson asked if they were going to have their Cardboard box boat race again and Rene said yes.

Department Head Reports:

The Supervisor stated that Chip Perry, Ed Roberts and Art Morgan have all been excused.

Mr. Wilson stated that the Highway Department has gone as far as they can on the public parking lot in Port Henry next to the Post Office. They are getting the signage prepared for it. They will put in a temporary apron in the sidewalk entering it. Linda Smyth asked who the parking lot was for and the Supervisor stated residents and employees of Mountain Lake Services. Ms. Smyth asked if it would be "labeled" and Councilman Brassard stated there shouldn't be an issue, there should be enough room for everyone. Mr. Wilson stated that their tandem trucks have been working with the County bringing in some revenue. The Supervisor asked Mr. Wilson if he knew which roads they would be paving this year and Mr. Wilson said yes, he is just waiting to see how much money is left over after the parking lot. Mr. Wilson stated they continue to do roadside mowing. They rented a mower/cutter and it is working great. Cathy Sprague asked if they got the sign for Coot Hill yet and Mr. Wilson stated yes, they got a sign for Lang Road. Mr. Wilson stated they continue to do work on the dirt roads and they got back 2 trucks that were being worked on in Plattsburgh. Rene Anderson asked if Meachem Street would be paved soon and Mr. Wilson said yes, the Water & Sewer Department will be doing it because they have other areas that need to be done and they will be doing them all at the same time. Muriel Currier asked Mr. Wilson who owns the section of road between the white line and the shoulder of road. The Supervisor stated that is a County road so they do. Ms. Currier stated that her neighbor has been parking there and leaving his door open. The Supervisor stated he will look into it. The Supervisor asked Mr. Wilson about Bridge Street.

Rich Lapier issued 9 building permits for the month of June and issued 1 certificate of occupancy.

Councilman Brassard read the police report:

Handled 112 calls for service. 4 Violations: 2-harassment 2nd degree and 2 trespass. 5 Misdemeanors: 1 aggravated unlicensed operation of a motor vehicle 3rd degree and 4 issuing bad checks. 0 Felonies. Issued 14 traffic tickets. Handled 5 traffic accidents. Conducted 11 pistol permit background investigations.

Town Clerk Rose French gave a brief overview of the new Water & Sewer Program. After the dissolution of the Village of Port Henry the Town took on an additional 600-700 customers. The County program the Town is currently using just isn't conducive to what we need. The Supervisor stated that the new program will cost @\$20,000 and will be paid for out of dissolution funds that are leftover.

Town Board Report's:

Councilman Anderson stated the Summer Program is up and running. Have about 90 campers daily. It is going well, the kids are having fun.

Councilman Brassard stated that we got 100% of the income surveys for the CDBG Infrastructure grant in Port Henry. 92% qualify. The Grant looks good. Hopefully the project will start next spring. This is the section of Port Henry that needs new water and sewer lines.

Supervisor's Report:

The Supervisor stated that today was the deadline for Mr. Cunningham regarding the burnt building on Main Street in Port Henry. He has done nothing. The Town now has the green light to go forward with the process of taking it down. Atlantic Testing has been in there to check the asbestos; we should have the samples back tomorrow. Hopefully we will get the variance from the Department of Labor; if we do then the Supervisor, Jamie Wilson and the County will meet to come up with a plan to take the building down. If we do not get the asbestos abatement, the Town will have to look at other options and the cost will be extensive. The Supervisor stated he would like to get the building down before winter. The Supervisor stated he has been approached by residents asking if the Town was going to save the building; he stated that the Town Board cannot be concerned with aesthetics; this is a health and safety issue only. The Town cannot use taxpayer's money to "save" the building. Jennifer Amid stated it looks like the roof is falling in, the Supervisor said yes, it is. It is a huge hazard. The Supervisor stated that after the work is complete; the Town can try to sell the property to recoup some of the fees associated with the cleanup. He also stated that the Town is doing everything they can but we have to stay within the law. The Supervisor stated that there are some people who are interested in the property as is but the owner will not sell. The Supervisor read an email he received from Darren Tracy the Engineer who did the report; he has not been paid and cannot get in contact with Mr. Cunningham. Linda Smyth asked how the public could find out about the asbestos report without having to wait until next month's board meeting and the Supervisor stated that if you see the Town in there next week starting to work, you will know we got the asbestos abatement. Linda Smyth asked if it would be covered and the Supervisor stated if there is no asbestos there will be no need to cover it. Cathy Sprague asked if the Town could sell the bricks and the Supervisor said no, everything needs to be taken to the landfill; it is not Town property. Cathy Sprague stated that Mr. Cunningham was at the building yesterday.

The Witherbee Sewer Project will be awarded to Manfred Construction. The project will be starting shortly. This is for the sewer mains on Witherbee Road and Lamos Lane. The Project should take roughly 12 weeks.

Green Mountain Pipeline will begin the trunk sewer lining on Manhole 13.

The Supervisor would like to apply for 2 grants through Healthy Places; 1 would be for \$5,000 for solar powered speed zone signs for Center Road and Plank Road, the other one would be for \$15,000 for sidewalk repair on Center Road.

The Supervisor reported there was an issue with a boater and Paraglide New England down at Bulwagga Bay. Paraglide asked a boater to move where they were tied off and the camper did not like it. The Supervisor stated that next year we will have to address this problem. Once you start mooring boats you become a Marina. The Supervisor stated that the Town already has 2 marinas. The campsite is the campsite. If you want to dock your boat; pay to do it at one of the marinas. Councilman Brassard asked if that was the only issue with Paraglide and the Supervisor said yes. Paraglide will be getting the Supervisor a schedule of their flights. People like to watch them do it.

Bartlett Pond was low so the Town had asked residents to conserve water; they did and with the recent rain it has come up some. The Supervisor asks that you still conserve until we get a little bit more rain. The Supervisor stated we are under tanker task force in case of fire because it is so dry.

The Chamber received an anonymous donation of \$150.00. Somebody came through town and thought all the flowers looked beautiful.

Paraglide New England has asked if they could pitch a couple of tents near the tow site for storage of their equipment so they don't have to pack it up every day. The Board did not have a problem with this. Councilman Brassard stated they paid \$2,000 for the space, he doesn't see a problem with it.

The Supervisor received a letter from Carol Cogswell regarding the Port Henry Campsite. She wanted to drive through because she was interested in renting a site and she was told by the Manager that she couldn't drive through. The Supervisor stated he spoke to the Manager about this. The Supervisor asked the Board if it should be at the discretion of the Managers or should they not be allowed to drive through. Councilman Brassard feels they just shouldn't drive through, they should stop and check in. Campers pay for those sites. He doesn't have a problem if somebody wanted to just walk through. Jamie Wilson stated you can't just drive through any other campsite, it is not allowed. Rich Lapier stated there are signs that say "only campers beyond this point". Councilman Anderson feels walking through would be fine. Sharon O'Connor stated the problem with walking through is that some people have trouble walking. The Supervisor asked if the Board was in agreement with letting the Managers use their discretion and they were. Cathy Sprague stated that is what the Managers get paid for.

Household Hazardous Waste Day is Saturday, July 28th from 8am to 1pm at the Highway Garage. The Supervisor stated that the Transfer Station still cannot accept refrigerators or air conditioners. The plastic in them is the issue now, not enough metal.

The Chamber has new business cards and they are very nice.

The Supervisor received a letter from the IRS thanking the Town for letting them use office space for income tax preparation.

The Supervisor received a letter from all 3 fire departments in support of a consolidation study. In August the Town will begin work on the 2019 budget and we need to do something about the building the fire department is in. It cost the Town roughly \$18,000 in electric/heating expenses this year. The Town cannot pay for the fire departments expense. The Town can lease the building to the department, but they need to pay their own bills. Councilman Anderson asked if it would be a \$1.00 lease and the Supervisor said yes.

The Supervisor received an exemption impact report from Charli Lewis, Director, Essex County Real Property. The Town has \$92,826,840 in exemptions. Veterans, aged, Mountain Lake Services and Moriah Shock are just a few.

NYS will purchase 12,000 acres from Tub Mill Pond to Hammond Pond. It will be open to the public and it will stay on the tax roll.

The Supervisor received information from Charli Lewis, Director, Essex County Real Property regarding a sole assessor. The Supervisor would like to wait and discuss this when we have a full board. We have until October 2, 2018 to make a decision. The Board feels this decision should be made by the people.

Resolutions:

120. ON MOTION by Councilman Anderson, seconded by Councilman Brassard, the following resolution was

APPROVED	Ayes	Scozzafava, Anderson, Brassard
	Nays	0
	Absent	Salerno, Carpenter

RESOLUTION AUTHORIZING THE TOWN BOARD OF THE TOWN OF MORIAH TO AWARD THE LAMOS LANE/WITHERBEE ROAD SEWER MAIN REPLACEMENT PROJECT GENERAL CONSTRUCTION CONTRACT

**(TM-2018-G) TO
MANFRED CONSTRUCTION, INC.**

WHEREAS, the Town Board is undertaking a project called the Town of Moriah Lamos Lane/Witherbee Road Sewer Main Replacement Project (hereinafter referred to as 'the Project') that includes the replacement and construction of approximately 2,385 linear feet of eight-inch diameter sewer main, sewer laterals, manholes, appurtenances and restoration; and

WHEREAS, the Town's consultant engineer for the Project, Cedarwood Engineering ("Project Engineer") has completed the design and the Project has been put out to bid as one contract: General Construction Contract (TM-2018-G); and

WHEREAS, all members of the Town Board have received copies of the bid documents (or a summary thereof) from the low bidders on each of the contracts and have reviewed those documents, and have conferred with the Project Engineer and discuss the bid documents and elements of each bid; and

WHEREAS, the Town Board wishes to proceed in a timely and prudent manner to secure a contract for the General Construction Contract (TM-2018-G), and to commence construction of the Project.

NOW BE IT RESOLVED, the Town Board hereby authorizes the Town Supervisor to execute the Notice of Award for the General Construction Contract (TM-2018-G) to the lowest responsible bidder listed below:

<u>Project Component</u>	<u>Contractor</u>	<u>Bid Amount</u>
General Construction Contract (TM-2018-G)	Manfred Construction, Inc. 5094 NYS Route 9N Westport, NY 12993 Tel: (518) -546-1017	\$488,504.90

BE IT FURTHER RESOLVED, that the Town Board authorizes the Supervisor or his designee to work with the Project Engineer and Project Attorney to negotiate with the low bidder on the terms, conditions, and final specifications of the Project, and to execute contract with Manfred Construction, Inc. subject to the approval of the NYS Office of Community Renewal.

WHEREUPON, the question of the adoption of the foregoing resolution was duly put to vote on a roll call, which resulted in the above:

Discussion: Manfred Construction was low bidder at \$488,504.90; Reale Construction came in at \$656,000 and CFI was \$633,370. This project will be paid for by CDBG grant money.

- 121. ON MOTION** by Councilman Anderson, seconded by Councilman Brassard, the following resolution was

APPROVED	Ayes	Scozzafava, Anderson, Brassard
	Nays	0
	Absent	Salerno, Carpenter

RESOLVED to authorize refund to Karen Bennett for reservation at Champ RV Park in the amount of \$90.00.

Discussion: She had made this reservation for her Mom & Dad but they sold their camper.

- 122. ON MOTION** by Councilman Brassard, seconded by Councilman Anderson, the following resolution was

APPROVED	Ayes	Scozzafava, Anderson, Brassard
	Nays	0
	Absent	Salerno, Carpenter

RESOLVED to declare surplus parts for old Dodge Fire Truck that were found in old fire house.

Discussion: This is a 1941 Dodge Fire Truck and there are 2 boxes of parts.

- 123. ON MOTION** by Councilman Anderson, seconded by Councilman Brassard, the following resolution was

APPROVED	Ayes	Scozzafava, Anderson, Brassard
	Nays	0
	Absent	Salerno, Carpenter

RESOLVED to put out to bid surplus parts for Dodge Fire Truck and open bids at the August 9, 2018 Board Meeting.

- 124. ON MOTION** by Councilman Brassard, seconded by Councilman Anderson, the following resolution was

APPROVED	Ayes	Scozzafava, Anderson, Brassard
	Nays	0
	Absent	Salerno, Carpenter

RESOLVED to request that the yield sign be changed to a stop sign at the intersection of Furnace Road and Center Road.

Discussion: The Supervisor had a request from Dave Kubik regarding this stop sign. Gail Pilger stated there have been a lot of close calls there.

- 125. ON MOTION** by Councilman Anderson, seconded by Councilman Brassard, the following resolution was

APPROVED	Ayes	Scozzafava, Anderson, Brassard
	Nays	0
	Absent	Salerno, Carpenter

RESOLVED to authorize the Supervisor to apply for a grant through NYS Department of State to fund a consolidation study of the current 3 fire districts and fire protection district.

Discussion: The Supervisor stated he received letters from all 3 departments willing to participate in the study.

- 126. ON MOTION** by Councilman Anderson, seconded by Councilman Brassard, the following resolution was

APPROVED	Ayes	Scozzafava, Anderson, Brassard
	Nays	0
	Absent	Salerno, Carpenter

RESOLVED authorization to prepare map plan and report for use of surplus funding left over from Water District #4 to extend district on Stone Street south from intersection of Forge Hollow Road and Elk Inn Road.

Discussion: The Supervisor stated there is \$180,000 leftover in grant money from Water District #4, this money will be used to extend Forge Hollow Road and Elk Inn Road.

- 127. ON MOTION** by Councilman Brassard, seconded by Councilman Anderson, the following resolution was

APPROVED	Ayes	Scozzafava, Anderson, Brassard
	Nays	0
	Absent	Salerno, Carpenter

RESOLVED to authorize Supervisor to apply for a Healthy Places Grant for \$5,000 for solar powered speed zone signs-Center Road and Plank Road. Town's share would be \$400.00

BE IT FURTHER RESOLVED to add \$15,000 to grant for sidewalk repairs on Center Road.

- 128. ON MOTION** by Councilman Brassard, seconded by Councilman Anderson, the following resolution was

APPROVED	Ayes	Scozzafava, Anderson, Brassard
	Nays	0
	Absent	Salerno, Carpenter

RESOLVED to accept a 1988 Coachman 35 foot RV unit and declare surplus and put out to bid.

Discussion: The unit was abandoned. The Town has the title. Councilman Brassard asked if the Town has been in contact with the owner, the Supervisor stated just for the title.

129. ON MOTION by Councilman Brassard, seconded by Councilman Anderson, the following resolution was

APPROVED	Ayes	Scozzafava, Anderson, Brassard
	Nays	0
	Absent	Salerno, Carpenter

RESOLVED to pay Orkin \$937.44 for pest control at the Transfer Station from 7/18-7/19.

BE IT FURTHER RESOLVED to call Orkin and get a rate for service at the Highway Garage.

130. ON MOTION by Councilman Brassard, seconded by Councilman Anderson, the following resolution was

APPROVED	Ayes	Scozzafava, Anderson, Brassard
	Nays	0
	Absent	Salerno, Carpenter

RESOLVED to approve payment of the warrant.

Resolutions too late for the Agenda:

N/A

Floor open to the public:

Rich Lapiere suggested a resolution of appreciation to Roy & Paul Cutting for 2 loads of Top Soil delivered to Bulwagga Bay Campsite.

131. ON MOTION by Councilman Anderson, unanimous second, the following resolution was

APPROVED	Ayes	Scozzafava, Anderson, Brassard
	Nays	0
	Absent	Salerno, Carpenter

RESOLVED a Resolution of Appreciation to Roy & Paul Cutting for 2 loads of Top Soil delivered to Bulwagga Bay Beach.

Gail Pilger asked if the Port Henry Fire Department can afford the cost of the electric and fuel oil to maintain the fire house. The Supervisor stated it is up to that district and the people in it.

The Supervisor stated that the community really stepped up to the plate to help out the Union Cemetery Board. Cathy Sprague stated that as of this evening they had 9 members. The Supervisor stated that 2 people bought plots just so they could be on the board, 2 others wanted to be on the board but they didn't have plots.

The meeting adjourned at 7:15pm.

Abstract Distributions:

Claim Numbers:

June 19, 2018

Water #3	\$85.25	2018/6378
Sewer #1	\$55.41	
Sewer #2	\$29.84	

June 20, 2018

General	\$3,403.76	2018/6379-6380
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June 27, 2018

General	\$1,768.57	2018/6381-6510
Water #1	\$50.69	
Water #2	\$34.39	

Water #3	\$110.67
Water #4	\$5.47
Sewer #1	\$113.79
Sewer #2	\$85.75

June 27, 2018

General	\$6,760.00	2018/6511-6512
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June 29, 2018

General	\$75.00	2018/6513
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July 12, 2018

General	\$45,555.24	2018/6519-6628
Highway	\$9,453.35	
Water #1	\$1,709.93	
Water #2	\$1,317.87	
Water #3	\$2,410.27	
Water #4	\$119.56	
Sewer #1	\$3,890.32	
Sewer #2	\$2,321.66	

Capital Projects:

Waterfront Development	Michael Crane	\$6,250.00	#11
Wetherbee Sewer Project	Cedarwood Engineering	\$10,505.00	#7
Trunk Sewer CIPP Lining (Manhole 13)	AES Northeast	\$1,194.57	#5
CDBG Infrastructure Grant (Port Henry)	Press Republican	\$50.51	#1
Iron Center Museum (Door Repair)	Breedhill Wood Products	\$6,000.00	#2

Town Clerk