

The Town of Moriah Town Board held their Board Meeting Thursday, March 14, 2013 at 6:00pm at the Court House, 42 Park Place, Port Henry, NY.

Present:

Thomas Scozzafava	Supervisor
Paul Salerno	Councilman
Timothy Garrison	Councilman
Thomas Anderson	Councilman

### **Others**

**Present:** John Easter; Diana Stevenson; Jamie Wilson, Highway Supt; Jamie Wilson, Highway Supt.; John & Jackie Viestenz; Janet Billingsly; Steve Stahl, OIC Police Dept.; Elaine Adkins, Town Clerk.

The Supervisor called the meeting to order at 6:00pm by saluting the flag.

**ON MOTION** by Councilman Anderson, seconded by Councilman Garrison, the following resolution was

APPROVED	Ayes	Anderson, Garrison, Scozzafava, Salerno
	Nays	0

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

### **Floor Open to the Public:**

Mrs. Viestenz handed the Sherman Free Library's Annual Report to the Town Board. Mr. Scozzafava reminded Mr. Wilson to get with John Tromblee (Village Highway Supt.) regarding the drainage around the perimeter of the library. Mrs. Viestenz thanked the Board for their support of the library.

**Department Head Reports:** Mr. LaPier, Mr. Maye and Mr. Roberts have been excused

Jamie Wilson, Highway Supt., reported that his department has posted all the roads due to the spring thaw. He doesn't want to hurt anyone's livelihood so if there is an issue call the highway department and they will try to work with them.

Pot holes have opened up since the rainstorm; had some minor washouts. Have been working on equipment; with all the repairs we are deep into the budget already. Need to work out system purchasing equipment so that not everything goes at once.

He and Mr. Salerno went to Albany to get more CHIPS money; they haven't increased the amount in at least six years. This affects everyone in the State, not just us. It is looking good for getting more money this year. Mr. Scozzafava stated that the County plans on paving Plank Road and part of the Moriah Road.

Mr. Salerno stated that Senator Little was there among others and that she spoke of the costs of materials going up and that we can't get as much road work done for our money as before. He stated that there were over 550 people lobbying that day.

Steve Stahl, OIC gave the following Police Report for February. The Police Department handled 135 calls for service of which eight were violation arrests, five misdemeanor arrests, one felony arrest, issued 12 traffic tickets and handled six traffic accidents.

### **Town Board Committee Reports:**

Councilman Salerno reported that the campsite letters have been sent and the managers will be here April 24<sup>th</sup>. The campsite will open April 26<sup>th</sup> and close September 29<sup>th</sup>. MR. Salerno and Mr. Scozzafava discussed when the workers should start at the campsite, either April 8<sup>th</sup> or April 15<sup>th</sup> depending on the weather.

Roadside cleanup will be May 4<sup>th</sup> this year. Anyone wanting bags, vests and gloves ahead of time to contact the Town Hall. The Board discussed doing the clean up like Crown Point does; they can do clean up anytime at their convenience and leave the bags on the side of the road. This way anyone that can't make it on the 4<sup>th</sup> can do it at their convenience. Mr. Wilson suggested having some supplies at the Highway Garage for those that live in that area to pick up there.

Councilman Garrison reported that the Chamber has a new president and they have done a preliminary report. They have big plans and expect great things.

Councilman Anderson reported that the ads are in the paper this week for the Co-Director, Activity Aid and Counselor positions for the summer program. Applications will be available at the Town Hall and Moriah Central High School Office. The program runs from July 8<sup>th</sup> through August 8<sup>th</sup>. The program will be at the school and the only construction going on is electrical and work at the bus garage.

Mr. Scozzafava asked if Channel 17 was up and running and Mr. Anderson thought it was. The problem with the equipment was that there was a power surge that burned out the unit and the company replaced the unit.

### Supervisor's Report:

- Construction on the cell tower on Spring Street has started. Terra Mt. LLC thought Verizon was on their property and wanted the project stopped; they sent a letter to the APA and copied the Town. The tower is clearly on our property (Town and Village); Verizon did a survey. The Town and Village will split the \$10,800 for leasing Verizon the property; there is a three percent escalation clause in the lease. The tower will be an 80 foot Franken pine. We assumed we owned the water tower, but we don't.
- Had to file an annual report on the electronic waste taken in at the transfer station for 2012. We had over 26,000 pounds of electronic waste; 1,804 computers, 6,786 computer peripherals, 1,963 small electronic equipment and 15,729 televisions.
- The house fire in February cost the highway about \$1,600; overtime and salt etc. There was also a water break. Everyone did a great job.
- We paid \$3.19/gal. for gas in February, state contract price was \$3.40/gal.
- Meeting tomorrow with the Department of State at 10 AM regarding the Beach Shoreline Erosion Project. Getting ready to do RFP's for engineering. Wanted to do the project before June, but doubt they will let us; probably do in the fall. The beach is an issue this year, want to keep it where it originally was, hope we don't get algae.
- Time Warner has been awarded five million to get Broadband in rural areas. People in those areas will have to match 50 percent. Would love to get this at both campgrounds, but crossing the Railroad tracks is an issue.

### Resolutions:

1. **ON MOTION** by Councilman Garrison, seconded by Councilman Salerno, the following resolution was

APPROVED Ayes Garrison, Salerno, Scozzafava, Anderson  
Nays 0

**RESOLVED** that the Town of Moriah Town Board authorize the Supervisor to sign the Agreement with John Coyne to review the Franchise payments from Time Warner Cable. (Per the Agreement they will retain 50 percent of any money they find should be coming to the Town.)

2. **ON MOTION** by Councilman Garrison, seconded by Councilman Salerno, the following resolution was

APPROVED Ayes Garrison, Salerno, Scozzafava, Anderson  
Nays 0

**RESOLVED** that the Town of Moriah Town Board authorize the Supervisor to sign the Post Closure Monitoring Agreement with Geoffrey May, Adirondack Landfill Services, LLC, for the old landfill as per NYS DEC regulations at a cost of \$3,390.00 for 2013.

3. **ON MOTION** by Councilman Garrison, seconded by Councilman Salerno, the following resolution was

APPROVED Ayes Garrison, Salerno, Scozzafava, Anderson  
Nays 0

**RESOLVED** that the Town of Moriah Town Board authorize Officer Stahl to sign the Agreement with the New York State Division of Criminal Justice Service to accept a grant in the amount of \$18,796.10 A Fingerprint Live Scan Unit.

Discussion: this is a grant through Homeland Security given to New York State to give out to Police Departments. The fingerprint scan is done through a computer and is maintained by the

Criminal Justice Service for the first year and then turned over to us. Live scan is required now and can't be done the old way.

4. **ON MOTION** by Councilman Salerno, seconded by Councilman Garrison, the following resolution was

APPROVED Ayes Salerno, Garrison, Scozzafava, Anderson  
Nays 0

**RESOLVED** that the Town of Moriah Town Board authorize the Supervisor to sign the Contract with the Chamber of Commerce for \$2,000 for 2013 for promotion of the Town of Moriah; money to come from the contingency fund.

Discussion: The Chamber is reorganizing and have asked for support from the Town. They have a new President and will have an office on Main Street in Port Henry. There are about 40-50 members and we want to maintain what we have.

5. **ON MOTION** by Councilman Salerno, seconded by Councilman Garrison, the following resolution was

APPROVED Ayes Salerno, Garrison, Scozzafava, Anderson  
Nays 0

**RESOLVED** that the Town of Moriah Town Board offered a Resolution of Support for Moriah to be considered a potential casino site.

6. **ON MOTION** by Councilman Garrison, seconded by Councilman Salerno, the following resolution was

APPROVED Ayes Garrison, Salerno, Scozzafava, Anderson  
Nays 0

**WHEREAS**, the legislation effectively turns countless New York State law abiding citizens into criminals; and

**WHEREAS**, while there are some areas of the legislation that the Town of Moriah Town Board finds encouraging, such as addressing glaring shortcomings in the mental health system, the strengthening of Kendra's Law and Mark's Law (which provides additional penalties for assaulting first responders), as well as privacy protection for pistol permit holders, by and large, we find the legislation does little more than negatively impact lawful gun ownership;

**NOW THERE, BE IT RESOLVED**, that the Town of Moriah Town Board does hereby demand the repeal of all the sections of the New York SAFE Act which we believe infringes upon the right of the people to keep and bear arms; and in our opinion unconstitutional under both the Federal and State Constitutions; and

**BE IT FURTHER RESOLVED**, that the Town Board strongly encourages the members of the New York State Legislature to hold public hearings to address the issue of gun violence in a way that will produce meaningful results; and be it further

**RESOLVED** that the Town of Moriah Town Board request the members of the New York State Senate and Assembly who represent all of the Town of Moriah for the repeal of the enactment of the New York SAFE Act.

Discussion: The Board of Supervisors have been beat up over this bill; everyone feels differently about this. We want the State to repeal the bill and start over, but doubts that will happen.

7. **ON MOTION** by Councilman Garrison, seconded by Councilman Salerno, the following resolution was

APPROVED Ayes Garrison, Salerno, Scozzafava, Anderson  
Nays 0

**RESOLVED** that the Town of Moriah Town Board approve the payment of the warrants.

#### **Floor Open to the Public:**

Janet Billingsly-Hansen asked to talk about a problem she had with the Village. Mr. Scozzafava told her the Town has no jurisdiction over the Village, but she asked to speak anyway. She told of a problem she had regarding her water and sewer bill and the meter; her water bills have been over \$600.00. The meter has needed to be repaired for over two years and the Village hasn't done anything about it. She has asked to speak to the Mayor, but he is always unavailable. She has gone to the Village Board and they have been of no help. The law states that if water meter reports an error it must be reported to the Village Clerk; they reported it. Shouldn't it have been

repaired? The mayor offered to deduct \$100 from her bill and the Board will decide the bill at another meeting. She thanked the Board for listening.

Mr. Wilson reported that there will be a rabies clinic at the Highway garage from 6-7 PM on March 19<sup>th</sup>.

The meeting adjourned at 7 PM.

**Abstract Distributions:**

February 22, 2013

General	\$1,861.68
Water #1	87.93
Water #2	62.35
Water #4	8.53
Sewer	79.17

**Claim Nos.:**

1734-1743

**Abstract Distributions:**

March 14, 2013

General	\$30,245.24
Highway	19,732.25
Water #1	7,149.93
Water #2	5,190.61
Water #4	660.45
Sewer	29,394.41

**Claim Nos.:**

1751-1843

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Town Clerk