

The Town of Moriah Town Board held their Regular Board Meeting on August 14, 2014 at 6:00 PM at the Town of Moriah Court House, 42 Park Place, Port Henry, New York.

Present: Thomas Scozzafava Supervisor
Timothy Garrison Councilman
Luci Carpenter Councilwoman
Thomas Anderson Councilman

Absent: Paul Salerno Councilman

Others Present: John Easter; William Trybendis; Ed Roberts, Building & Grounds; Jamie Wilson-Highway Superintendent; Sue McHone; Joe Lashway; John & Jackie Viestenz; Dianna Stevenson; Richard LaPier, Codes Officer; Tom & Georgiana Scott; Margaret Parah; Elaine Adkins Town Clerk.

Mr. Scozzafava called the meeting to order at 6:00pm by saluting the flag. He introduced Susan McHone who recently moved to our Town from Boston.

ON MOTION by Councilman Anderson, seconded by Councilman Garrison, all in favor, carried, **RESOLVED** that the Town of Moriah Town Board approve the minutes from the previous meeting.

Bid Opening: Fuel

Avery Energy: \$0.08 over Rutland rack price. Non-collusive bid certificate is on file.
Superior Plus Energy Services (aka Griffith Energy): Heating Oil: \$.1280 over OPIS Albany NY rack price; Diesel: \$.1480 over OPIS Albany, NY rack price

Floor Open to the Public: No one spoke

Department Head Reports:

Richard LaPierre, Building Codes Officer gave the following report. Building Codes issued seven permits for the month of July and did four annual fire/safety property maintenance inspections. Mr. LaPierre also brought a trailer permit application before the Board for approval; he recommends approval for a 2007 trailer for Beverly Boucher on Champlain Drive in Mineville.

ON MOTION by Councilman Anderson, seconded by Councilwoman Carpenter, the following resolution was

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

RESOLVED that the Town of Moriah Town Board approve the trailer permit application for Beverly Boucher for the 2007 trailer to be placed on lot on Champlain Drive in Mineville per the Mr. LaPierre's, Code Officer, recommendation.

Jamie Wilson, Highway Supt., reported that his department had been working with the County flagging and trucking. They also sent trucks to Ticonderoga to help with projects there. His department also tore the house down next to the water department. They've been hauling sand to the beach to be used for the erosion project, started road work on Republic Street and Stone Street, worked on the basketball court in Moriah, and have been mowing and cleaning brush at intersections. They also installed the solar powered traffic speed limit signs in the school zone. The swing set for the playground at Linney Field is in and will be put together and installed soon.

The free dump day will be September 13th for Mineville, Witherbee and Moriah Center; September 20th for Moriah Corners and Port Henry areas from 8:30 – Noon and 1:00 - 4:30. September 12th will be the last Friday for the summer hours. Brush day will be on September 27th, 8:30 – Noon, 1:00 – 4:30, Town of Moriah residents only. Brush must be three inches or less.

Mr. Roberts had nothing to report.

Mr. Anderson gave the following police report. The Police Department handled 146 calls for service in July of which five were violation arrests, 12 misdemeanor arrests, four felony arrests, issued 21 traffic tickets and handled five traffic accidents.

Mr. Scozzafava reported that he has had many calls for more patrols on Furnace Road and in Grover Hills due to speeding. Others stated that Plank Road and Windy Hill also need extra patrols. Mrs. Scott asked if the Town gets the revenue from the tickets. Mr. Scozzafava stated that the State keeps more and more of the revenues from us.

Town Board Committee Reports:

Councilman Anderson reported that the summer program ended on August 7th; there were 120 kids total with about 70 in attendance each day. The cleanup is all done and everyone involved did a great job. He thanked the employees and MCS for the use of the facility (an example of shared services). The numbers aren't in yet, but he feels the program stayed within the budget.

Councilwoman Carpenter reported that she had a meeting today with Janet Collier (Ag & Markets), Ed Roberts and Judge Carpenter regarding the dog ordinance. They made some changes, additions and deletions the current ordinance. She will get this to the attorney to write the new law and she will bring it back to the Board.

Councilman Garrison thanked the Chamber and PH7 for everything they have done, it's a noticeable improvement. Mr. Garrison stated that not as many people as expected have stopped in to see the photo exhibit on the mines. Mrs. Carpenter asked if they have advertised yet at the Iron Center regarding the exhibit. Mr. Garrison assumes they did. Mr. Scozzafava stated that the museum is looking for volunteers. Mr. Garrison stated that Labor Day is all set.

Supervisor's Report:

- The Town Board, Assessors and Board of Review were served again by Van Slooten Marina regarding their assessment. Should be hearing the decision on the assessment from the Court soon. Once the decision is made the assessment will stay the same for three years. This costs the taxpayers a lot of money; we'd be better off to sit down and reach an agreement, but it's not our call it's the assessor's.
- Both beaches were closed due to blue green algae. It hit us on Saturday and the DOH came on Monday; we are waiting for the results now, we think it has cleared. Hope to be open Friday.
- Received equalization rate from the State; we are at 100 percent. Discussion on property taxes ensued.
- Received a letter regarding the Mineville cemetery from Gregg Furness thanking Ed Roberts and his crew along with the prison inmates; the cemetery never looked better.
- There was a meeting at the Port Henry and Moriah Corners Post Offices for regarding their hours being reduced which will start soon.
- A lot of people don't realize that metal is free at the transfer station
- The Water Treatment Plant had a fire alarm system at the plant that hasn't worked in years. The cost is \$2,600 to fix the problems and extra for the maintenance agreement. Met with the water employees to discuss this and they said it wasn't needed. These systems are put into buildings with a lot of people in them. Our insurance doesn't have us down with this system so we don't need this.

Resolutions:

1. **ON MOTION** by Councilman Anderson, seconded by Councilwoman Carpenter, the following resolution was

APPROVED	Ayes	Anderson, Carpenter, Scozzafava
	Abstain	Garrison
	Absent	Salerno
	Nays	0

RESOLVED that the Town of Moriah Town Board award the fuel bid to Avery Energy per their bid price of \$0.08 per gallon above rack price for fuel, diesel and kerosene.

2. **ON MOTION** by Councilman Anderson, seconded by Councilwoman Carpenter, the following resolution was

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

RESOLVED that the Town of Moriah Town Board award the Campsite Erosion Project to Kubricky Construction, Corp. in the amount of \$364,300.00 as per their low bid and the engineer's recommendation.

3. **ON MOTION** by Councilman Garrison, seconded by Councilwoman Carpenter, A Bond Resolution authorizing the purchase of an International Truck with dump body and plow, in and for the Town of Moriah, Essex County, New York, at a maximum estimated cost of \$190,000.00 and authorizing the issuance of \$190,000.00 Bonds of said Town to pay the cost thereof.

WHEREAS, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act as a Type II Action, have been performed; and

WHEREAS, it is now desired to authorize such capital project and its financing; NOW THEREFORE,

BE IT RESOLVED, by the Town Board of the Town of Moriah, Essex County, New York, as follows:

Section 1. The purchase of an International truck with dump body and plow, in and for the Town of Moriah, Essex County, New York, including incidental equipment and expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$190,000.

Section 2. The plan for the financing of the aforesaid maximum estimated cost is by the issuance of \$190,000 bonds of said Town, hereby authorized to be issued therefore pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is fifteen years, pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized **will not exceed five years.**

Section 4. The faith and credit of said Town of Moriah, Essex County, New York, are hereby irrevocably pledged for the payment of the principle of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property in said Town, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor of said Town, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Supervisor, the chief fiscal officer of such Town. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Supervisor shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution which takes effect immediately, shall be published in summary form in the official newspaper of said Town for such purpose, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Councilman Garrison	VOTING	Aye
Councilwoman Carpenter	VOTING	Aye
Supervisor Scozzafava	VOTING	Aye
Councilman Anderson	VOTING	Aye
Councilman Salerno	ABSENT	

The resolution was thereupon declared duly adopted.

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

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

RESOLVED that the Town of Moriah Town Board awarded the bid for the 1999 Sterling Tandem to Richard Boyer in the amount of \$16,989.00.

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

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

RESOLVED that the Town of Moriah Town Board to adjust the water bill for the property now owned by The Town of Moriah on Kelsi Way in the amount of \$145.00.

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

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

RESOLVED that the Town of Moriah Town Board renew the lease with the Pepper family for a five year period for the use of Pepper Field for the sum of \$1.00.

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

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

RESOLVED that the Town of Moriah Town Board authorizes the Supervisor to sign the Agreement with Green Mountain Wireless (Brevin Systems) for Wi-Fi at Bulwagga Bay Campsite at no cost to the Town for service with the exception of providing electrical needs.

8. **ON MOTION** by Councilman Garrison, seconded by Councilwoman Carpenter, the following resolution was

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

RESOLVED that the Town of Moriah Town Board renew the lease with RSVP (Retired Senior Volunteer Program) for office space at the Town Hall at no charge.

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

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

RESOLVED that the Town of Moriah Town Board award the bid to Rick Sherman for two trailers that were located on the property that was acquired at Kelsi Way in the amount of \$150.00.

Discussion: The Supervisor stated that no one bid on these trailers and Mr. Sherman came in the next day with the bid; he had the wrong date for the meeting. Trailers were full of junk and we would have had to get rid of everything; this actually worked out for the best.

10. **ON MOTION** by Councilman Anderson, seconded by Councilwoman Carpenter, the following resolution was

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

RESOLVED that the Town of Moriah Town Board renew the contract with Orkin for rodent control at the transfer station for one year in the amount of \$862.62.

11. **ON MOTION** by Supervisor Scozzafava, seconded by Councilman Garrison, the following resolution was

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

RESOLVED that the Town of Moriah Town Board purchase the computer from General Controls (instead of the lease agreement per last month's resolution); the amount is the same, \$210.00 for 36 months.

12. **ON MOTION** by Councilwoman Carpenter, seconded by Councilman Garrison, the following resolution was

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

RESOLVED that the Town of Moriah Town Board approve the payment of the warrant.

Floor Open to the Public:

Mrs. Scott asked if there has been further discussion on a meeting to follow up the last meeting. The Supervisor stated that the next meeting will probably be on the Hydro Project. He also reported that maybe the next meeting should be about the heroin problem and all the needles that are being found.

Mr. Lashway asked if a person on Medicaid is arrested for selling prescription drugs, once he is released will he get his Medicaid back; Mr. Scozzafava did not know. There was discussion on the problem and how there has to be consequences. This is a big problem everywhere.

Mrs. Adkins stated that the Town received the grant she applied for with the help of Anna Reynolds from the Planning Office in Elizabethtown. We didn't get the full amount that we applied for, but we did get \$9,086.

The meeting adjourned at 6:45pm.

Abstract Distributions:

Claim Nos.:

July 15, 2014

3862

General Fund \$15.00

July 18, 2014

3863 – 3868

General \$5,442.50

July 21, 2014

3872 – 3890

General	\$12,377.36
Water #1	67.54
W#2	\$1,228.83
W#4	6.97
Sewer	190.19

<u>July 22, 2014</u>		3891
General	\$ 144.00	

<u>August 8, 2014</u>		3902 – 3909
General	\$8,803.42	

<u>August 14, 2014</u>		3912 – 4011
General	\$46,494.90	
Highway	1,800.65	
Water #1	5,018.33	
Water #2	3,601.43	
Water #4	479.71	
Sewer	3,508.84	

Capital Projects:

Claim Nos.:

<u>August 14, 2014</u>		
Shoreline Stabilization	\$3,403.58	5
Courthouse	66.80	2

Town Clerk