

The Town of Moriah Town Board held their Regular Meeting on December 13, 2012 at 6:00 PM at the Court House, 42 Park Place, Port Henry, New York.

**Present:**

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

**Others**

**Present:** John Easter; Diana Stevenson; John Viestenz; Dr. Michael Celotti; George Perdue and Howard Nelson, Hudson Headwaters Health Center; Sharon Callahan, Hudson Headwaters Health Center Board member; Sandra Lovell; Richard LaPier, Codes Officer; Jamie Wilson, Highway Supt; Elaine Adkins, Town Clerk

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

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

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

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

Mrs. Scozzafava stated that we will have our special guests speak before the bid opening so they can leave if they so wish.

**Special Guests:**

Supervisor Scozzafava introduced George Perdue, Howard Nelson and Dr. Celotti from the Hudson Headwaters Health Clinics. The Supervisor explained that due to budget constraints we have asked HHHN (Hudson Headwaters Health Network) to take over the bills at the Moriah Health Center. They have asked that in return we extend our contract for the building.

Mr. Nelson thanked the Town for all the support given to the health center. They are a federally sanctioned which gives them leverage in getting grants. They are able to give care to everyone regardless if they have insurance or not. They have a sliding fee scale and pharmacy discounts; people need apply and are helped with the paperwork, this is based on income. They also help get free prescriptions drugs and have a person available to help with this. They offer comprehensive primary care with same day appointments.

They are looking to have their agreement extended because it helps in recruiting doctors to the area if they know they will be the area for an extended period of time. Pediatrician, Dr. Celotti, came from the Saratoga area and joined the health staff about a year ago and stated he is in support of the extension. With the agreement in place the staff knows they will be here for a while. Mr. Nelson stated the extension is a win win situation.

Councilman Salerno asked who is eligible for the sliding fee. He was told that you have to be 200 percent below the poverty level. A lot of people in our area would benefit; send them to the health center to get them qualified. They also help people get qualified for other programs such as Medicaid and Healthy New York. The Supervisor asked how many patients are seen in Moriah a year and was told that there were 7500 patient visits in the last 12 months. The Supervisor and Board thanked them for coming.

**Bid Opening:** Hypo Sodium Chlorite Solution

Surpass Chemical Company bid \$1.53 per gallon delivered. (All paperwork included)  
Slack Chemical Company bid \$1.5495 per gallon delivered (All paperwork included)

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

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

**RESOLVED** that the Town of Moriah Town Board award the Hypo Sodium Chlorite Solution to the lowest bidder, Surpass Chemical Company in the amount of \$1.53/gal. delivered.

**Floor Open to the Public:**

Mrs. Callahan asked if the Board was going to extend the contract with Hudson Headwaters could they do it so the people from the health center could leave. The supervisor stated the resolution was on the agenda, but they can do it now if the Board agrees.

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

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

**RESOLVED** that the Town of Moriah Town Board authorize the Supervisor to extend the current contract with Hudson Headwaters Health Network from January 1, 2014 through December 31, 2022.

**Department Head Reports:**

Jamie Wilson, Highway Supt., reported that the metal has been retrieved at the transfer station. He said the mess hadn't been cleaned up and wasn't sure if they were coming back. Mr. Wilson said that it is hard to clean up the metal pile because it is in tailings. The Board discussed maybe pouring a cement pad or containers there to make clean up easier in the future. Councilman Salerno stated that with the price of metal he is shocked that we are collecting as much as we are.

Mr. Wilson asked everyone to take it easy and take your time on the roads this winter. He said most of the accidents are caused by bad tires or going too fast for the road conditions. Mr. Scozzafava asked Mr. Wilson how he goes about deciding what roads get plowed and sanded first. Mr. Wilson said they have certain ways they go as they also plow for the County (i.e. the main roads and some of the back roads). They have a certain route so they are getting all the roads without duplicating the same roads as much as possible. It takes them about three hours to get to all the roads unless they are called there by the police or if they have to move them around for the school buses. They usually wait until they are either called out by dispatch or if they know there is a big storm coming they will wait until there is about an inch and half before they start plowing. Once the guys are called out they automatically get two hours for a call out. The main roads are clearer because they are salted.

Mr. Scozzafava stated that we are still owed \$106,000 from FEMA for the Bartlett Pond Dam; we have to pay Essex County \$10,000 for the Millbrook cleanup. We are still going through the figured to make sure they are correct and then we will go through the expenses and pay back those accounts.

Richard LaPier, Building Codes Officer, gave the following report. Building Codes issued two building permits in November along with regular building inspections. There were two complaints received for property maintenance code violations. He inspected seven apartments for occupancy certificates.

Councilman Carpenter gave the following Police Report. The police handled 184 calls of service in November of which four were violation arrests, two misdemeanor arrests, two felony arrests, issued 14 traffic tickets and handled seven traffic accidents.

Councilman Salerno reported for the Water and Sewer Department. He stated that they are in need of a pipe locator; Dwayne received three quotes with Pow-R Mole being the lowest at \$3,600.00. He recommends this purchase.

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

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

**RESOLVED** that the Town of Moriah Town Board approve the purchase of a pipe locator for the Water and Sewer Department from Pow-R Mole in the amount of \$3,600.00.

Councilman Salerno reported for Building and Grounds stating they have been working cleaning up the brush piles by the railroad; they are about 75 percent taken care of.

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

Councilman Salerno stated that the campsite grossed \$294,347, netting about \$124,000.

Councilman Garrison received a letter back from IDA and they are working on improving the Industrial Park to try to get businesses.

Councilman Carpenter thanked the Board for the last seven years, they have worked well together. It has been nice and very intuitive. Mr. Scozzafava and the Board thanked him and wished him the best as the new Town Justice.

Councilman Anderson asked for a resolution for Meg Sheffer's work on the Youth Commission, at least a decade. They have a new member on the Board, Krissy Allen. The Commission has a bowling activity coming up and they are looking into getting a ski/snowboarding program together.

**ONMOTION** by Councilman Garrison with a Unanimous second, the following resolution was  
APPROVED Ayes Garrison, Scozzafava, Anderson, Salerno, Carpenter  
Nays 0

**RESOLVED** that the Town of Moriah Town Board offer a Resolution of Appreciation to Meg Sheffer for over a decade of service on the Youth Commission.

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

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

**RESOLVED** that the Town of Moriah Town Board appoint Krissy Allen to the Town of Moriah Youth Commission.

#### **Supervisor's Report:**

- Received a letter from the NYS DEC regarding North Pond Dam inspection. The dam doesn't serve any purpose to the Town or Village and hasn't had anything done to it since the early 1970's. The DEC recommends we hire an engineer to pump down and breach the dam. Other than the engineer we can do the work ourselves. The Supervisor wants to speak to Lyme Timber before we do anything; they may want to keep the dam (they own all the surrounding property). Have to answer their letter by December 31<sup>st</sup>. The Board authorized an engineer to look at it (CT Male Assoc.). Mr. Scozzafava will speak to Lyme Timber and check into the deed to see if the Village has water rights and in deed with us.
- The price of gas through Citgo is \$3.22/gal.; state contract is \$3.40/gal.
- A resident was at the Bulwaga Bay campsite duck hunting and when he returned to his vehicle there was a note on his windshield stating the police had been called that he was on private property. Wants the community to be aware that the beach is public property and residents have a right to use it. Not sure who wrote the letter.
- Received a letter from the Class of 2017 thanking us for the \$20.00 bottle donation for their bottle drive.
- Town Clerk received resignation from Rick Carpenter effective 12/31/12. The Board must decide what they want to do, appoint someone to the Board or wait until someone is elected in November.

**Resolutions:**

1. **ON MOTION** by Councilman Salerno, seconded by Councilman Garrison, the following resolution was  
APPROVED Ayes Salerno, Garrison, Scozzafava, Anderson, Carpenter  
Nays 0  
**RESOLVED** that the Town of Moriah Town Board approve Change Order #GC-CO-02, Water District #4 Project for Asphalt paving.
2. **ON MOTION** by Councilman Salerno, seconded by Councilman Carpenter, the following resolution was  
APPROVED Ayes Salerno, Carpenter, Scozzafava, Anderson, Garrison  
Nays 0  
**RESOLVED** that the Town of Moriah Town Board approve the payment to Riznick Construction in the amount of \$26,250.04 for Water District #4 final payment.
3. **ON MOTION** by Councilman Garrison, seconded by Councilman Carpenter, the following resolution was  
APPROVED Ayes Garrison, Carpenter, Scozzafava, Anderson, Salerno  
Nays 0  
**RESOLVED** that the Town of Moriah Town Board authorize payment in full in the amount of \$509,082.50 to Glens Falls National Bank to pay off the \$500,000 BAN (FEMA recovery).
4. **ON MOTION** by Councilman Carpenter, seconded by Councilman Garrison, the following resolution was  
APPROVED Ayes Carpenter, Garrison, Scozzafava, Anderson, Salerno  
Nays 0  
**RESOLVED** that the Town of Moriah Town Board abolish the position of Cleaner at the Moriah Family Clinic. (Hudson Headwaters is taking over the supervision and payment of the cleaner).
5. **ON MOTION** by Councilman Salerno, seconded by Councilman Carpenter, the following resolution was  
APPROVED Ayes Salerno, Carpenter, Scozzafava, Anderson, Garrison  
Nays 0  
**RESOLVED** that the Town of Moriah Town Board surplus the two used printers at the Police Department and dispose of as junk.
6. **ON MOTION** by Councilman Salerno, seconded by Councilman Garrison, the following resolution was  
APPROVED Ayes Salerno, Garrison, Scozzafava, Anderson, Carpenter  
Nays 0  
**RESOLVED** that the Town of Moriah Town Board increase the cost of trash stickers from \$2.00 to \$2.50 (an increase of \$.50) effective December 14, 2012.
7. **ON MOTION** by Councilman Garrison, seconded by Councilman Salerno, the following resolution was  
APPROVED Ayes Garrison, Salerno, Scozzafava, Carpenter, Anderson  
Nays 0  
**WHEREAS**, the Board of the Town of Moriah deferred compensation plan on December 13, 2012 selected The Hartford Life Insurance Company and Reliance Trust Company as the Deferred Compensation Plan Administrators pursuant to Section 9003.2 of the Rules and Administration of the New York State Deferred Compensation Board; and  
**WHEREAS**, pursuant to Section 9003.5(b) of the Rules and Regulations of the New York State Deferred Compensation Board, the Town of Moriah's deferred compensation plan may extend, in writing, by vote duly taken, any contract or agreement entered into an administrative services agency for a period having a duration of one (1) year, upon the expiration of the initial term of such contract or agreement; and  
**WHEREAS**, the Board of the Town of Moriah finds it to be in the best interest of the Plan to extend the agreement with The Hartford Life Insurance Company and Reliance Trust Company for a period of one (1) year from the date of the expiration of

such agreement's initial five (5) year term for reasons which include, but are not limited to i.e. the pending sale of The Hartford to Massachusetts Mutual.

**NOW, THEREFORE BE IT RESOLVED**, upon due deliberation, the Board of the Town of Moriah hereby extends for a period of one year from its expiration date, with the administrator's consent, the selection and agreement with The Hartford Life Insurance Company and Reliance Trust Company to act as the Town of Moriah's Compensation Plan Administrators; and

**BE IT FURTHER RESOLVED**, that the Supervisor of the Town of Moriah is hereby authorized to make, execute and deliver all documents necessary to effectuate to contents of the foregoing resolution.

**IN WITNESS WHEREOF**, the undersigned have executed this Resolution in Essex County this 13<sup>th</sup> day of December, 2012 and directed that it be filed as appropriate.

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

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

**RESOLVED** that the Town of Moriah Town Board authorize Richard J. Carpenter to open a checking account with Glens Falls National Bank for the Town of Moriah Justice Court.

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

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

**RESOLVED** that the Town of Moriah Town Board authorize the purchase of a 2013 Chevy Impala Police Car from State Contract with all equipment in the amount of \$23,871.53; \$21,000 of which comes from the Stop DWI Funds).

10. (Done at beginning of meeting – HHHN contract extension)

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

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

**RESOLVED** that the Town of Moriah Town Board authorizes the Supervisor to renew the Contract with Convenient Medical Care for the 2013 drug and alcohol testing.

12. **ON MOTION** by Councilman Garrison, with a Unanimous second, the following resolution was

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

**RESOLVED** that the Town of Moriah Town Board offered a Resolution of Appreciation to William Wykes for 53 years on the Moriah Fire Department.

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

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

**RESOLVED** that the Town of Moriah Town Board authorize the payment of \$6,273.00 to CT Male for engineering services for the Bartlett Pond Dam work.

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

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

**RESOLVED** that the Town of Moriah Town Board authorizes the extension of the Emergency Contract with Kubricky Construction for the completion of the Bartlett Pond Dam repairs as per FEMA regulations.

Discussion: The Supervisor explained that Kubricky had done the original emergency repairs under the emergency contract and the work must be completed by February 4, 2013; we don't

have time to go out to bid and get the repairs done by the due date so we can use the emergency contract to finish the project.

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

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

**RESOLVED** that the Town of Moriah Town Board set the date for the End of the Year Meeting for Wednesday, December 26, 2012 at 10:00am at the Town Hall.

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

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

**RESOLVED** that the Town of Moriah Town Board set the date for the Organizational Meeting for Thursday, January 3, 2013 at 6:00pm at the Town Hall.

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

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

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

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

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

**RESOLVED** that the Town of Moriah Town Board amend the Standard Workday Resolution for the Assessors, Town Justice, Highway Superintendent and Water & Sewer Superintendent with the corrected hours and reporting days.

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

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

**RESOLVED** that the Town of Moriah Town Board give authorization to Rich LaPier to attend Code Enforcement School in Lake Placid March 4<sup>th</sup> through March 7<sup>th</sup> of 2013 in the amount of \$265.00.

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

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

**RESOLVED** that the Town of Moriah Town Board authorize the Supervisor to get Request for Proposals for the engineering at the Bulwagga Bay Campsite lake shore erosion.

Councilman Salerno thanked all the volunteers in the community for all they do.

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

Mr. Viestenz if the trash stickers that were previously purchase are still good. The Supervisor stated that they are still good and no more money is owed when using them.

Mr. Scozzafava wished everyone a Merry Christmas.

The meeting adjourned at 7:09pm.

**Abstract Distributions:**

**Claim Nos.:**

**November 26, 2012**

General Fund	\$2282.86
Highway	53.63
Water #1	70.67
Water #2	47.07
Sewer	173.52

1302 - 1312

**December 13, 2012**

General	\$59,408.55
Highway	17,625.42
Water #1	6,187.25
Water #2	4,147.08
Water #3	8,376.26
Sewer	1,279.72

1338 – 1445

**Capital Projects:**

Water District #4	\$27,222.08
-------------------	-------------

21 – 23

---

Town Clerk