

The Town of Moriah Town Board held their Regular Town Board Meeting on Thursday, November 8, 2018 at 6:00pm at the Town of Moriah Court House, 42 Park Place, Port Henry, New York.

<b>Present:</b>	Thomas Scozzafava	Supervisor
	Paul Salerno	Councilman
	Tom Anderson	Councilman
	Luci Carpenter	Councilwoman
	Matt Brassard	Councilman

**Others Present:** Tim Rowland, Diana Stevenson, Linda Smyth, Jeff Kelly, Mark Davenport, Sharon O'Connor, Rene Anderson, Cathy Sprague, Michael Crane, Jamie Wilson, Ann Tesar, Bill Trybendis and Rose French-Town Clerk.

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

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

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

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

#### **Bid Opening: Truck-Highway Department**

One bid was received from Egglefield Brothers in the amount of \$29,749.00. Jamie Wilson will review the specifications.

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

Bernadette Brennan from 110 Stone Street reported she has a pipe leaking and it is saturating her property. It used to be just a drip and now it is flowing. The Supervisor stated the water department has checked it and it is just blow off, but he will have them check it again.

Rene Anderson from the Chamber reported that November 24, 2018 is Small Business Saturday and there will also be a ribbon cutting at Oddities and Herbs. The CP Rail Holiday Train will be here November 27, 2018 at 4:30pm, the Chamber will be selling popcorn. December 9, 2018 is the lighting of the tree and the parade of lights. She asked Jamie Wilson if the Highway crew would be interested in being in it with the trucks and Mr. Wilson said he would ask them.

#### **Department Head Reports:**

Jamie Wilson-Highway Superintendent: Paving is done, they came in under budget. The Supervisor stated he would like to see the beach road done and the Mr. Wilson stated that the weather is now becoming an issue. They paved, Cheney Road, Edgemont Road, Prospect Avenue, Broad Street, Bridge Street and St. Patrick's Place. The Highway Department has also been helping other towns and the County. They have been hauling sand. The docks are out. Employees have had their hearing tests. They are getting ready for winter. The County Striped Edgemont and Broad Street. Fuel and oil tanks were never registered with the DEC, so Mr. Wilson has taken care of that; \$1,500; has to be done to be in compliance with DEC. They are waiting on the final inspection. Councilman Brassard asked if the Highway Department is still using the tanks at the old Village Hall and Mr. Wilson said no. The Highway Department will be setting up the light plant for the Holiday Train. The Supervisor asked if the Highway Department will be decorating the train with lights and Mr. Wilson stated they will be helping Building & Grounds and the Chamber do it.

Mr. Wilson stated that Ed Roberts is scheduling the bucket truck to start taking down the banners for the winter. The Supervisor spoke to Keith Mero and they have 60 more banners ordered for next year. He also stated that the bucket truck is very expensive. There is a basket attachment for the front end loader that would work great for putting up and taking down the banners, Mr. Wilson is going to look into one. Councilman Salerno asked about Taylor Rental and Mr.

Wilson said it is just too big and bulky. Councilman Anderson asked how much it cost to put them up and take them down every year and the Supervisor said not only do you have the truck rental; you have to pay the man power also.

Mr. Wilson stated that the truck bid looks good.

Linda Smyth stated that the bridge railings on the north end of town need painting. The Supervisor stated that is NYS DOT responsibility but he will pass it along.

Sharon O'Connor asked when the boulders would be placed at Powerhouse Park. Mr. Wilson stated he has not seen the truck there in a while. He is nervous about winter coming and plowing in there; if the boulders get covered with snow, they will not be visible. The Supervisor stated he thinks they would look good; Mr. Wilson will do something there.

Councilwoman Carpenter read the Police Report: Handled 163 calls for service. 4 Violations: 2-disorderly conduct 2-permitting a dog to run at large 4-misdemeanors 2-aggravated unlicensed operation of a motor vehicle 3<sup>rd</sup> degree 2-issuing bad checks. Issued 15 traffic tickets. Handled 6 traffic accidents. Conducted 21 pistol permit background investigations.

The Supervisor stated that all other department heads have been excused.

### **Town Board Report's:**

Councilman Salerno reported that both campgrounds are all cleaned up for the winter. Ed Roberts and Building & Grounds crew have been getting the boilers ready for winter.

Councilman Brassard reported that on October 31, 2018 he and the Supervisor met with Nan Stolzenburg regarding consolidating the local laws. Councilman Brassard feels the town really needs to look at the Right to Farm law. Nan stated we cannot pick a section of the town where it is allowed or not; it has to be the same for everyone. Councilman Brassard stated maybe we could go by acreage. The Supervisor stated they are hoping to have this done by February 2019. He stated some laws are really old and not enforced. Councilman Brassard stated the town was lucky on some because they state "town wide". Nan will look into the "1<sup>st</sup> floor apartment" law and will get back to us. The Supervisor stated the town did extend the moratorium. He stated the town either has to have zoning or not. The Supervisor stated that some of the local laws are critical; like water and sewer.

Councilman Brassard asked if the Transfer Station was accepting refrigerators. The Supervisor reported he has good news regarding this and will get into when he gives his Supervisor report.

Councilwoman Carpenter reported that the Waterfront Committee met this week. Michael Crane has an Exclusivity Agreement ready to be signed with BQP Investment Partners for Bulwagga Bay Campsite and Champ RV Park. The Supervisor will sign this agreement Saturday when he meets with the developer. Mr. Crane stated he did his job now the ball is in the Town's court. As of December 31, 2018 he will be leaving the town. Councilwoman Carpenter stated they are hoping to get a grant for Phase 2 of the project and to keep Mr. Crane on as a Consultant. The Supervisor stated that he did some research on BQP Investment Partners; he will be involved in the negotiations and hopefully Mr. Crane if we can find the grant money. The Supervisor will keep the Board up to speed on the progress.

Councilwoman Carpenter stated the town will be advertising for a campground manager for 2019.

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

The Supervisor reported the town received a check from Moore Recycling for metal at the Transfer Station. They deducted \$100 due to wood and dirt in the container. He stated only one vehicle at a time will be allowed to unload and this will be strictly enforced. Councilman Brassard stated there should be 2 people working. Ann Tesar asked how many work on Saturday and the Supervisor stated 2. Ms. Tesar stated maybe, but they never come out of the building. The Supervisor stated he sent a letter to the Transfer Station employees regarding this exact matter.

The Supervisor has been in contact with JGS Recycling from Waterford NY regarding refrigerators. Air Conditioners would be \$1.00 per unit, Dehumidifiers would be \$3.00 per unit. Refrigerators/Freezers would be \$7.00 per unit to have the Freon removed off site. Jamie Wilson will get in contact with him. This company is also interested in the metal. Councilman Salerno is concerned about the refrigerators. He feels it is going to be a lot of work to separate the metal and/or plastic. The Supervisor stated we need to do something or they are going to end up on the side of the road or pile up on people's property; he wants to look into it to see if it would be worth it. He stated the County contract is for garbage only. Maybe the Transfer Station should be for residents only. The Supervisor stated that the town really needs to look at the prices at the Transfer Station. The Town of Ticonderoga charges way more than we do for certain items. We also accept C & D every day, maybe we should limit the days for that also.

The Holiday Train will be here Tuesday, November 27, 2018 at 4:30.

Regarding the intersection of Edgemont Road and NYS Route 9N; one way will be north bound and one way will be south bound.

The Supervisor received a thank you letter from the Sherman Free Library for all the help from the Building & Grounds crew getting the Library ready for winter.

The Supervisor read the memo he sent to the Transfer Station employees regarding the complaints he has received. Jamie Wilson stated that part of the problem is there isn't always 2 employees working. He said when Jason was the only one working he tried putting up the chain and people just took it down. The Supervisor asked that Mr. Wilson get in contact with the recycling company and that he and Councilman Salerno meet with Cheyenne at the Transfer Station regarding these issues.

The Supervisor received an email from Jim Hughes, Chief of Port Henry Fire District #3 regarding fuel usage at the fire station. He feels there is less in the tank than should be. He wondered if the highway garage needed it for something or if it was stolen/siphoned. The Supervisor stated it is a 1,000 gallon tank and 300 gallons was put in October 31, 2018 so that is not going to look like much. Mr. Wilson was upset when he learned of this; he stated this is a town owned building, he would never ask an employee to siphon fuel for any reason. Councilman Salerno stated that the email states there was 750 gallons in there on April 1, nothing was used over the summer and there is 500 gallons missing, that is what the email states. The Supervisor stated that the building is a monstrosity.

**Resolutions:**

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

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

**RESOLVED** to adopt the 2019 Town Budget; (see attachment)

**BE IT FURTHER RESOLVED**

**170. ON MOTION** by Councilman Salerno, seconded by Councilman Brassard, the following resolution was amended to include the increase in the Town of Moriah Chamber of Commerce annual appropriation to \$8,000; additional \$1,125 per year.

**171. ON MOTION** by Councilman Salerno, seconded by Councilman Brassard, the following resolution was

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

**RESOLVED** to award the highway truck bid to Egglefield Brothers in the amount of \$29,749.00.

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

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

**RESOLVED** to go to bid for Sodium Hypochlorite Solution-bid opening December 13, 2018 at 6:00pm.

**173. ON MOTION** by Councilwoman Carpenter, seconded by Councilman Salerno, the following resolution was

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

**RESOLVED** to renew contract with SPCA for 2019 in the amount of \$6,500.00.

Discussion: Councilman Brassard asked what this fee covered. The Supervisor stated it is for dogs/boarding. He also reported that the SPCA bases the fee on population of people, not dog enumeration. This is not for cats. Ann Tesar asked how many dogs were brought out there and the Supervisor reported maybe a half dozen. He stated that when a “dangerous dog” is brought out there awaiting a court date it can get quite expensive.

**174. ON MOTION** by Councilman Salerno, seconded by Councilman Brassard, the following resolution was

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

**RESOLVED** to approve lease agreement with Port Henry Fire District #3 as presented to the Town Board and Fire Commissioners.

Discussion: The Supervisor stated that the Fire District will be responsible to pay the lights and fuel oil. The Town will do general maintenance. The Town will pay the bills and bill the fire district quarterly. Councilman Salerno asked if this was a one year lease and the Supervisor said yes. He reported that the district is in the process of purchasing the old laundromat; waiting on a closing date for that. The Town will help the district secure grant money.

**175. ON MOTION** by Councilman Brassard, seconded by Councilwoman Carpenter, the following resolution was

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

**RESOLVED** to approve lease agreement with Mountain Lake Services for use of land on Broad Street for public parking lot.

Discussion: The Supervisor stated that this parking lot is being used. Good job Jamie Wilson.

**176. ON MOTION** by Councilman Brassard, seconded by Councilman Salerno, the following resolution was

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

**RESOLVED** to authorize the Supervisor to purchase four (4) computers for the following offices: Town Clerk, Water & Sewer Clerk, Senior Account Clerk and Supervisor through Essex County in the amount of \$1,058.08 each to be paid from NYS Dissolution remaining grant money.

Discussion: The Water & Sewer Department will need a new GIS program and laptop also. The Town Clerk already spoke to Art Morgan-Water & Sewer Superintendent; he will get the specs that are needed.

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

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

**RESOLVED** to authorize the Supervisor to sign agreement with Auctions International to list/buy surplus equipment on line, through Saratoga County Contract.

Discussion: The Town will piggyback on contract. It is for Towns, Schools, etc.. It is for surplus equipment. Still need Board approval to list or buy. Councilman Salerno asked if the Town would be able to purchase something in an emergency situation. The Supervisor said no, would still need Board approval.

178. **ON MOTION** by Councilman Salerno, seconded by Councilwoman Carpenter, the following resolution was

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

**RESOLVED** to authorize Supervisor to sign agreement between NYS Office of Parks, Recreation and Historic Preservation and NYS Department of Transportation for the Empire State Trail work in the Town of Moriah. The Roads are Harry Allen and Edgemont.

Discussion: This is for the Governor's proposal for the trail from Albany to Canada. They wanted to go through the rock cuts, but that was a bad idea. The State does all the initial work and then the Town will maintain it.

179. **ON MOTION** by Councilman Brassard, seconded by Councilwoman Carpenter, the following resolution was

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

**RESOLVED** to authorize the Supervisor to do request for proposals for engineering for Tarbell Hill Pump Station grant money.

Discussion: This was for \$150,000 grant for water lines in Water District #3 but we can't use it.

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

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

**RESOLVED** to authorize the Supervisor to sign Exclusivity Agreement with BQP Investment Partners, David Kruth Director, for lease negotiations for Bulwagga Bay and Port Henry (Champ) Campgrounds.

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

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

**RESOLVED** authorization to pay Manfred Construction for Lamos Lane Sewer Project in the amount of \$488,504.90 after Cedarwood Engineering approves payment request.

Discussion: The Supervisor stated this project went off without a hitch. There is roughly \$42,000 leftover, Councilman Salerno asked if we will be able to use it elsewhere and the Supervisor stated he is looking into it; it has to be used in Witherbee; maybe for a jet vac.

182. **ON MOTION** by Councilwoman Carpenter, seconded by Councilman Salerno, the following resolution was

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

**RESOLVED** authorization to advertise for Campground Manager for Bulwagga Bay Campsite for 2019 Season.

Discussion: The Supervisor thanked Michael Crane for his help with the Ad. Councilman Brassard asked if this would be for both campgrounds. The Supervisor stated he believes Norm and Tammy are coming back to Champ RV Park. Cathy Sprague asked if the pay was the same. Councilman Salerno said no. Councilman Salerno asked Mr. Crane if BQP Investment Partners were interested in both campsites and Mr. Crane said yes. Councilman Brassard feels we should advertise for both beaches and the Board was in agreement with this.

**183. ON MOTION** by Councilman Brassard, unanimous second, the following resolution was

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

**RESOLVED** a resolution of appreciation to Lou Paris for 30 years of service to the Town of Moriah Ambulance Squad.

Discussion: The Supervisor stated he went to the dinner for Mr. Paris. He has a tough job and the Town is very lucky to have him.

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

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

**RESOLVED** to approve payment of the warrant.

**Floor open to the public:**

Sharon O'Connor asked if there would be "rent" for Port Henry Fire District #3 for the building and the Supervisor said no. They have to pay all the utilities. The Supervisor stated again he feels the building would be better off in the private sector.

Councilman Salerno wanted to let everyone know that the Supervisor will be having a knee replacement on Wednesday and we wish him well.

The meeting adjourned at 7:17pm.

**Abstract Distributions:**

**Claim Numbers:**

October 15, 2018

General \$369.56

2018/7135-7136

October 22, 2018

General \$390.00

2018/7138

October 25, 2018

General \$1,457.33

2018/7139-7155

Highway \$666.48

Water #1 \$46.87

Water #2 \$31.80

Water #3 \$149.74

Water #4 \$5.05

Sewer #1 \$907.23

Sewer #2 \$100.60

November 8, 2018

General	\$47,729.68
Highway	\$134,168.15
Water #1	\$4,709.36
Water #2	\$3,811.02
Water #3	\$4,371.82
Water #4	\$274.40
Sewer #1	\$4,090.99
Sewer #2	\$2,180.00

2018/7158-7298

**Capital Projects:**

Manhole 13 (Trunk Sewer Pipe Lining)	AES Northeast	\$9,098.91	#11
Wetherbee Sewer (Lamos Lane)	Cedarwood Engineer.	\$4,430.00	#9
Wetherbee Sewer (Lamos Lane)	Manfred Construction	\$488,504.90	#10
Waterfront Development	Michael Crane	\$6,250.00	#16
Waterfront Development	Michael Crane	\$6,250.00	#17

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Town Clerk