

**Minutes of the Regular Monthly Meeting of the Town Board of the Town of Mooers held June 10, 2014 at the Mooers Office Complex commencing at 7:00P.M.**

**Present:** Jeff Menard, Supervisor  
Steve Barcomb, Councilperson  
Mary Myatt, Councilperson  
Gerald LaValley, Councilperson  
Cory Ross, Councilperson

**Recording Secretary:** Tape Recording  
**Others Present:** Kaleigh LaBombard, Dog Control Office  
Eugene Boulerice, Highway Supervisor  
Jess Dixon, Code Enforcer  
Jacqueline Madison, Librarian

**Absent:** Brandi Lloyd, Town Clerk

**Meeting:** Supervisor Jeff Menard called the Meeting to Order at 7:00PM, he then lead the "Pledge of Allegiance."

**Minutes:** All the Board Members were asked if they had read their copies of the May 13, 2014 Minutes. They all replied yes. Supervisor Jeff Menard then asked if there were any omissions or corrections, there were none. Councilperson Barcomb then made a motion to accept the May 13, 2014 Minutes and Councilperson Ross seconded the Motion. The result of a Roll Call was 5 AYES and 0 NOES, therefore Supervisor Jeff Menard declared Minutes accepted as written.

**Highway:** Highway Supervisor Eugene Boulerice was absent and a report was not given before the meeting.

**Library:** Mrs. Jacqueline Madison reported that the Summer Reading Program will start July 8, and go through August 13, 2014. Supervisor Menard then gave an update on the construction of the new library. He said bids were opened at the meeting last month and that they later met to go over the specifications of the bids. He added that handicap accessibility was not included in the original specifications of the bid notice. He said that the Town decided to go back out for bids and they were opened on June 5, 2014. Supervisor Menard said only one bid, from S&B Construction, had been received. He said the bid was awarded to S&B Construction and work on the foundation had begun. He said that progress needed to be made before the end of June due to the grant received by the library.

**Dog Control:** DCO Kaleigh LaBombard handed in the itemized report for May 2014 which showed the following: currently three dogs in the shelter, one dog came in from Altona, one dog from the Town of Mooers, one dog from Chazy, and 30 reports/ complaints were received. Ms. LaBombard reminded the Board that she will be out of town June 12- June 16. She said her family will take care of any dogs in the shelter and the Altona DCO, Lionel Peryea, will cover emergencies only.

**Beautification Committee:** Supervisor Menard asked if anyone from the beautification committee would like to address the board. No person was present wishing to address the board at this time.

**Youth Program:** Supervisor Menard asked if anyone from the youth program would like to address the board. No person was present for the youth program wishing to address the board at this time.

**Town Historian:** Supervisor Menard asked if anyone from the Town Historian would like to address the board. No person was present wishing to address the board at this time. Supervisor Menard read a letter received from the Town Historian, Mrs. Carol Nedeau. The letter is to inform the Board that Mrs. Nedeau wishes to resign as of August 29, 2014. The letter goes on to explain that Jennifer Bulriss is interested in the position, but understands that filling the position is up to the Board. Councilperson Barcomb made a motion to accept Mrs. Nedeau's resignation. The motion was seconded by Councilperson Ross. All in favor. Motion carried. Supervisor Menard said it would be a good idea to advertise the opening in the paper and appoint someone to the position next month.

**Fire Department:** Mr. Chris Bulriss, Fire Chief, was absent, but handed in the May report. The May report contained the following: Station #1 had 7 calls, Town had 6 calls and Mutual Aid had 1 call with an average response time of three minutes. Total of 38 calls to date. Details of Incident types and vehicle usage were not available at the time. Supervisor Menard then informed the Board that the Fire

Department had a training session at the Pump House two weeks ago on the Jaws of Life. He added that during the training session two firemen were injured. He said one fireman had one finger cut off and another partially cut off. Supervisor Menard said both fingers had been reattached. He said the other incident was a pulled arm muscle. He said both firemen are doing well. Supervisor Menard went on to explain that it was two freak accidents under the supervision of two instructors from the state. He said he just wanted to make everyone aware of the situation.

**EMS:** Supervisor Menard asked if anyone from the beautification committee would like to address the board. No person was present wishing to address the board at this time. A report was not submitted by EMS.

**Court:** The Justice Fund report for May showed total receipts of \$11,979.00 with \$9264.00 going to the State, \$15.00 to the County, and \$2700.00 to the Town of Mooers.

**Code Enforcement Officer:** Mr. Jess Dixon handed in his report for the month of May showing four Building Permits issued, three Certificates of Occupancy, and a total of 13 calls and 4 complaints. Mr. Dixon reminded the Board that they had tabled making a decision on the NFDA membership. He said being a member would give the Town a discount on the books that need to be purchased for the Code Enforcement Office. He said the membership is \$300.00 for two years. Supervisor Menard asked if there were any questions. There was some discussion. Supervisor Menard asked for a motion. Councilperson Ross made a motion. The motion was seconded by Councilperson Lavalley. The result of the roll call was 4 Ayes (Councilperson Ross, Councilperson Myatt, Councilperson Lavalley, Councilperson Barcomb) and 1 Noe (Supervisor Menard). Motion carried.

**Old Business:** Supervisor Menard gave an update on the building collapse. He said last month Mr. Tom Murnane, attorney, said he had been speaking with Congressman Owens about having help from the EPA. He said he had since heard back from Mr. Murnane with a name of a person to get in contact with. Supervisor Menard said he has called the person twice, but has not received a return call. He added that in the mean time the Town has received quotes from two different companies to haul the debris out. He said that the Town has received confirmation for the Franklin County landfill that they will accept the debris from the site. Supervisor Menard said the first quote is from LBI for \$47,960.00 on a rated union quote and \$36,800.00 if none rated. The quote from KAS, to monitor the air during the debris removal, is \$10,775.00. He said Franklin County landfill will be charging \$80.00 per ton. Supervisor Menard said, estimating high at about 250 tons of debris, the total should be \$67,450.00. This estimate does not include hauling the loads, just getting it into the trucks and the landfill fees. Supervisor Menard said the Town had received another quote from Earth in Motion for \$21,960.00 to load the debris into the trucks. He said the quote from Casella to haul the debris is \$137.00 per ton, which includes the landfill fees of \$80.00 per ton. He added that another environmental company quoted \$7526.00 to monitor the air during the debris removal for ten days. Supervisor Menard said using the same estimate of 250 tons of debris, the total to go with Earth in Motion, Casella, and the other environmental company would be \$63,736.00. Supervisor Menard said he is going to continue try and get a hold of the person from the EPA to see if they can help in any way. He asked the Board if they are ready to start moving forward with the clean-up. There was some discussion about having water on site to keep the debris watered down during removal and that June 30th would be the soonest work would start. Supervisor Menard asked for a motion to move forward with Earth in Motion to handle the clean-up. Councilperson Barcomb made a motion. The motion was seconded by Councilperson Ross. All in favor. Motion carried. Mr. Dixon asked if Earth in Motion had a variance. The representative from Earth in Motion said they can work under the current variance the Town has, but that he would like a copy of the variance for his records.

## **New Business**

**Town Business:** Supervisor Menard said that Mr. Stan Rushford had contacted him regarding energy. Mr. Rushford discussed that the Town could save money on the electric bill by going through Ambit. He added that many area Towns have signed up with Ambit. There was some discussion and comparisons. Supervisor Menard said they would look over the information and be in touch.

**Vouchers:** The Audited Vouchers to be paid off the Abstracted Vouchers on June 10, 2014 are as follows:

General - Townwide-----	(Vouchers 595 - 623, 633)-----	\$ 19,324.32
Highway - Townwide-----	(Voucher 370 - 387 )-----	8,184.55
Mooers Fire Protection -----	(Voucher 623 - 632)-----	2,296.64
Mooers Forks Lights-----	(Voucher 623)-----	332.68
Mooers Lights -----	(Voucher 623)-----	562.48
Trust & Agency -----	(voucher 92 - 94)-----	<u>10,372.57</u>

**Total of Abstracted Vouchers Paid-----\$41,073.24**

Supervisor Menard said, before going into the public comment period, he wanted to mention that last month's meeting was a circus. He said he had been bothered by it since. He said he wants to change it. He added that when people come to a meeting, he wants them to be able to talk and give the Board information. He said from now on he doesn't want people bashing members of the Board or the Board bashing anyone in attendance. He said he wants people to discuss the problems that come up like adults. He added that the Town is never going to move forward unless people put whatever there may be, in the past. He went on to say that the past can't be changed, so we should move forward and work together. He said he has spoken with the Board members individually, everybody but Councilperson Barcomb. He said there was a big misunderstanding on the insurance last month. Supervisor Menard said if this Town is going to go anywhere, we need to work together and we need to not bash companies and people. He added that as far as employees, he understands where that may be coming from. He added that until the Town Board gets a police report saying an employee did something they were not supposed to do, then action cannot be taken. He said, to date, the town has received nothing. He said he understands that it was your grandson and you were upset, but Board meetings are not a place for that. Supervisor Menard said he wishes that if anyone has a problem that they would call him and he would be glad to meet with anyone privately in his office. He said he doesn't want to have arguing and fighting at the Board meetings. He again asked everybody to work together. He said that the Board agrees and that he has asked Mrs. Rena Bosley to e-mail the Board information that he receives.

Supervisor Menard asked if anyone would like to address the Town Board.

**Public Comment 1:** A question was asked if the Highway Superintendent was back to work. He said Mr. Boulerville, at a previous meeting, said he would stop by his property on Lamberton Road. The gentleman said Mr. Boulerville said it would be a couple of weeks because he would be out of work. Supervisor Menard said Mr. Boulerville had returned to work.

**Public Comment 2:** Mrs. Joyce Roberts said she reads the minutes to know what is going on, but that she doesn't like to come to all of the meetings. She said she noticed, while reading the minutes, that Mrs. Rena Bosley was mentioned as the Secretary to board and thought it was odd. She added that she thought it was odd because Mrs. Bosley works in the Town Office, she puts in 40 hours a week, and she doubts that Mrs. Bosley sees a Town Board member. Mrs. Roberts went on to say that Mrs. Bosley was hired by the previous Supervisor who is now on the Board. She asked if her allegiance is then to him rather than the current Supervisor and the Board members. She added that she does not know Mrs. Bosley at all. She said she is very uncomfortable and thinks Mrs. Bosley should be the secretary to the Board and to the Supervisor and that the Board should be working together.

**Public Comment 3:** Mrs. Sue Miller said that Supervisor Menard had mentioned her grandson. She said she didn't come to make a disturbance. She said she came because she pays her taxes. She added that tax payers pay for people to serve the Town and pay for people to be respectful and portray a certain image. She said she didn't think about calling someone individually that they had a lot going on. She added that, as someone that represents our Town, she wanted to make everyone aware of the situation. Supervisor Menard said that he does not mind people speaking, but he does not want people running others down at the Board meeting. He said the Board meeting should be for the progress of the Town.

**Public Comment 4:** A lady said she would like to thank the people who were involved in putting up and repairing the fence on the cemetery. Supervisor Menard said it was the Mooers Knights of Columbus. She said she would like to thank them.

**Public Comment 5:** Mr. Jack Dragoon handed in a letter to the Board regarding the report Highway Superintendent Boulerville gave at the meeting last month. Supervisor Menard said the Board members all had a copy of the letter. He added that he hopes that this letter will put the issue to bed. He said we know the Town can save money with the Town maintaining the sidewalks. He added that Dragoon's did it for 25 years and they did a good job. He said now that the Town has their own equipment there is going to be a savings.

**Town Business 2:** Councilperson Lavalley asked if the insurance would be paying for the damage done behind the Blue Note. Supervisor Menard said that it would be covered by insurance.

**Public Comment 6:** Mrs. Carol Payne said that last month the Board met in executive session. She said since her name is in the minutes, she would like to have the names of those who voted and how they voted put in the minutes. Supervisor Menard said he speaking to the Association of Towns about that. He apologized for having mentioned any names.

**Town Business 3:** Supervisor Menard said that Mrs. LaBarge was in attendance to discuss another company for Worker's Compensation Insurance that could save a significant amount of money. He added that the current policy expires July 1, 2014. Mrs. LaBarge presented information on three different carriers of Worker's Compensation insurance. Supervisor Menard asked for a motion to switch companies for Worker's Compensation Insurance. Mr. Lavalley made a motion. The motion was seconded by Councilperson Ross. All in favor. Motion carried.

"WORKERS' COMPENSATION - SELF INSURANCE"

"A MOTION was made by Councilperson Lavalley and seconded by Councilperson Ross to adopt the following resolution:

"RESOLVED, that the Town of Mooers hereby elects, pursuant to Subdivision 3-a of Section 50 of the Workers' Compensation Law, to become a self-insurer as to Workers' Compensation claims against this Municipality; and be it further

"RESOLVED, that pursuant to Section 50 Subdivision 3-a of said Workers' Compensation Law, notice of such election shall be filed forthwith with the Chairman of the Workers' Compensation Board, Self-Insurance Section; and be it further

"RESOLVED, that this election shall become effective on July 1, 2014.

"MOTION carried".

**Adjourn:** Councilperson Barcomb made a motion for the meeting be adjourned. Councilperson Lavalley seconded the motion and the result was 5 AYES (Supervisor Jeff Menard, Councilperson Mary Myatt, Councilperson Steve Barcomb, Councilperson Gerald LaValley and Councilperson Cory Ross) and 0 NOES. Thus, Supervisor Jeff Menard declared motion carried. Meeting adjourned at 8:47 PM.

Respectfully Submitted,

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BRANDI B. LLOYD, TOWN CLERK/TAX COLLECTOR