

**Minutes of the Regular Monthly Meeting of the Town Board of the Town of Mooers held
January 10, 2017 at the Mooers Office Complex commencing at 7:00 PM**

Present: Jeff Menard, Supervisor
Donald Perras, Councilperson
Gerald LaValley, Councilperson
Eugene "Dick" Boulerice, Councilperson

Recording Secretary: Jessica K. Bulriss, Town Clerk

Others Present: Kaleigh Mills, Dog Control Officer
Myrtle Hawksby, Beautification

Absent: Mary Myatt, Councilperson

Meeting: Supervisor Jeff Menard called the Meeting to Order at 7:00PM, then he asked Mrs. Jessica Bulriss to lead them in the "Pledge of Allegiance," which she did.

Supervisor Menard explained that the Organizational Meeting would be held first and then the Board would continue into the Regular Monthly Board Meeting. He then read aloud **Resolution #1-2017** thru and including **Resolution #9-2017** as follows;

2017 Organizational Appointments and Committees:

2017 APPOINTMENTS

Designated Newspapers-----Plattsburgh Press Republican & North Countryman
Designated Bank-----Community Bank, Champlain
Delegate to Association of Towns NYC-----Jeff Menard
Alternate Delegate to AOT NYC-----Donald Perras
Town Officials Expenses Paid for Attending AOT NYC----Yes
Budget Officer-----Jeff Menard
Justices expenses paid for attending school-----Yes
Supt. of Highway expenses paid for attending school----Yes
Deputy Supervisor-----Donald Perras
Dog Control Officer-----Kaleigh Mills
Town Historian appointment-----Jennifer Bulriss
Registrar Appointment-----Jessica Bulriss
Deputy Registrar Appointment-----Rena Bosley
Secretary to the Town Board-----Rena Bosley
Code Enforcement Officer Appointed-----Jess Dixon
Code Enforcement Officer's schooling paid-----Yes
Deputy Superintendent of Highway-----Philip Miller
Chairman Mooers Youth Commission-----Tyson Dumas
Attorney hire as needed-----Thomas Murnane

Court Clerk (Secretary to Justices)-----Crystal Bulriss

Court Clerk schooling paid-----Yes

Deputy Court Clerk #1-----Jessica Bulriss

Resolution #01-2017

ALSO

BEAUTIFICATION COMMITTEE 2017

Bulriss, Crystal
Lamberton, Beverly
Snide, Margaret
Sample, Scarlett

Hawksby, Myrtle
Morelock, Edith
Troutman, JoAnne
Lloyd, Brandi

Resolution #02-2017

ALSO

2017 TOWN BOARD COMMITTEE ASSIGNMENTS

Highway-----Dick Boulerice & Jeff Menard

Fire Department Station #1-----Dick Boulerice & Jeff Menard

Fire Department Station #2-----Mary Myatt & Gerald LaValley

Zoning & Planning-----Donald Perras & Gerald LaValley

Library-----Mary Myatt & Gerald LaValley

Dog Control-----Dick Boulerice & Jeff Menard

Youth Program-----Mary Myatt & Jeff Menard

Sidewalks-----Gerald LaValley & Dick Boulerice

Cemeteries-----Mary Myatt & Jeff Menard

Windmills-----Dick Boulerice & Jeff Menard

Solar-----Dick Boulerice & Jeff Menard

Resolution #03-2017

ALSO

2017 ZONING BOARD COMMITTEE

Mike Willette (Chairperson)-----2016

Tony Roberts-----2020

Larry Brooks-----2018

Jane Hitchcock-----2020

John Gordon-----2020

Jessie Lavalley -----(Alt #1)-----2020

Miranda Grabie---(Alt #2)-----2020

Resolution #04-2017

ALSO

E.M.S. BOARD

Donald Perras-----Expires 2018

Bill Loudon-----Expires 2021

Roger Favreau-----Expires 2017

Resolution #05-2017

ALSO

2017 BOARD OF ASSESSMENT REVIEW

Merritt Billiter-----October 2014 to September 2019

Connie Poupore----- October 2014 to September 2019

Robert Arruda-----October 2013 to September 2018

David Kokes-----October 2015 to September 2020

Resolution #06-2017

Councilperson LaValley made a motion that Resolution #01-2017 be adopted. The motion was seconded by Councilperson Boulerice. The result of a Roll Call was 4 AYES (Supervisor Menard, Councilperson LaValley, Councilperson Perras, and Councilperson Boulerice) and 0 NOES, therefore Supervisor Menard declared **Resolution #01-2017** adopted.

Councilperson LaValley made a motion that Resolution #02-2017 be adopted. The motion was seconded by Supervisor Menard. The result of a Roll Call was 4 AYES (Supervisor Menard, Councilperson LaValley, Councilperson Perras, and Councilperson Boulerice) and 0 NOES, therefore Supervisor Menard declared **Resolution #02-2017** adopted.

Councilperson Perras made a motion that Resolution #03-2017 be adopted. The motion was seconded by Councilperson Boulerice. The result of a Roll Call was 4 AYES (Supervisor Menard, Councilperson LaValley, Councilperson Perras, and Councilperson Boulerice) and 0 NOES, therefore Supervisor Menard declared **Resolution #03-2017** adopted.

Councilperson LaValley made a motion that Resolution #04-2017 be adopted. The motion was seconded by Supervisor Menard. The result of a Roll Call was 3 AYES (Supervisor Menard, Councilperson LaValley and, Councilperson Boulerice) 1 ABSTAIN (Councilperson Perras) and 0 NOES, therefore Supervisor Menard declared **Resolution #04-2017** adopted.

Councilperson Boulerice made a motion that Resolution #05-2017 be adopted. The motion was seconded by Supervisor Menard. The result of a Roll Call was 3 AYES (Supervisor Menard, Councilperson LaValley, and Councilperson Boulerice), 1 ABSTAIN (Councilperson Perras) and 0 NOES, therefore Supervisor Menard declared **Resolution #05-2017** adopted.

Councilperson Perras made a motion that Resolution #06-2017 be adopted. The motion was seconded by Councilperson LaValley. The result of a Roll Call was 4 AYES (Supervisor Menard, Councilperson LaValley, Councilperson Barcomb, and Councilperson Perras) and 0 NOES, therefore Supervisor Menard declared **Resolution #06-2017** adopted.

ALSO

SCHEDULED MEETINGS

BE IT HEREBY RESOLVED THAT THE TOWN BOARD WILL HOLD ITS REGULAR MEETINGS ON THE THIRD TUESDAY OF EACH MONTH AND IF A SPECIAL BOARD MEETING IS NEEDED OR A REGULAR MEETING

HAS TO BE CHANGED, A NOTICE FOR THIS WILL BE POSTED. A NOTICE OF SUCH WILL BE PUBLISHED IN THE LEGAL SECTION OF THE NEWSPAPER WHEN TIME ALLOWS. ALL REGULAR MEETINGS OF THE 2017 ZONING BOARD COMMITTEE WILL BE HELD QUARTERLY, DATE AND TIME TO BE ANNOUNCED. ALL MEETINGS ARE OPEN TO THE PUBLIC.

Councilperson Boulerice made a motion that Resolution #07-2017 be adopted. The motion was seconded by Councilperson Perras. The result of a Roll Call was 4 AYES (Supervisor Menard, Councilperson LaValley, Councilperson Perras, and Councilperson Boulerice) and 0 NOES, therefore Supervisor Menard declared **Resolution #07-2017** adopted.

RESOLUTION BY THE TOWN BOARD OF THE TOWN OF MOOERS TO AMEND DUTIES OF SUPERVISOR AS COVERED BY SECTION 5-18 OF TOWN LAW #125 WHICH READS AS FOLLOWS:

Whereas; The supervisor shall payout money only upon warrant, order or draft of the Town Clerk after allowance of the Town Board, and

THE SUPERVISOR SHALL WITHOUT PRIOR AUDIT MAKE PAYMENTS IN ADVANCE OF AUDIT OF CLAIMS FOR PUBLIC UTILITY SERVICES SUCH AS GAS,ELECTRIC,WATER,SEWER,FUEL OIL AND TELEPHONE SERVICES, AS WELL AS FOR POSTAGE,FREIGHT AND EXPRESS CHARGES [TOWN LAW 118 (2)]. CLAIMS FOR THESE PAYMENTS SHALL BE PRESENTED AT THE NEXT REGULAR MEETING FOR AUDIT. THE SUPERVISOR MAY ALSO OFFICIALLY BECOME SIGNATURE ON CHECKS. THE SUPERVISOR MAY ALSO MAKE DECISIONS WHERE NEEDED TO KEEP THE TOWN RUNNING UNTIL THE BOARD IS ABLE TO RECONVEYN.

Motion: Councilperson Boulerice

Seconded by: Supervisor Menard

Discussion: none

The result of a Roll Call was 4 AYES (Councilperson LaValley, Councilperson Boulerice, Councilperson Perras, and Supervisor Menard) and 0 NOES.

Therefore; Supervisor Menard declared **Resolution #8-2017** is adopted.

Supervisor Menard said the Board will now move on the Regular Town Board Meeting

Minutes: All the Board Members were asked if they had read their copies of the December 13, 2016 Minutes. They all replied yes. Supervisor Jeff Menard then asked if there were any omissions or corrections. There were none. Supervisor Menard then made a motion to accept the December 13, 2016 Minutes as written. The motion was seconded by Councilperson Perras. The result of the Roll Call was 4 AYES(Councilperson Boulerice, Supervisor Menard, Councilperson Myatt, Councilperson LaValley) and 0 NOES, therefore Supervisor Menard declared motion carried and the Minutes accepted as written.

Highway: Highway Superintendent Kris Gilmore reported that they are going to trade the John Deere loader in for a new one, but he needs the board's approval. He stated that it would cost roughly \$7,000.00, which includes a five year warranty. Supervisor Menard made a motion to upgrade the Highway Department's loader. The motion was seconded by Councilperson Boulerice. The result of the Roll Call was 4 AYES (Councilperson LaValley, Supervisor Menard, Councilperson Boulerice, Councilperson Perras) and 0 NOES.

Superintendent Gilmore stated that he will be taking the military truck to Barre Vermont next week. They will be putting the plow parts on the truck. He said that he is bringing it there because he does not have the time to do it himself.

Supervisor Menard stated that he contacted Mr. Al Barcomb, Clinton County Highway Superintendent regarding the issue on the Barcomb Rd. Mr. Barcomb informed Supervisor Menard that it is illegal to plug the water way and provided him with the law. In order for the Mooers Highway Dept. to unplug the waterway they must first get permission from the County Highway Superintendent and the Town Board. Supervisor Menard stated that the water is really starting to back up into the resident's septic systems. He also stated that the town attorney Mr. Tom Murnane, present, will be sending Mr. Gauthier a letter informing him that he has to unplug the water way or the town will be forced to take action and he will be billed for the cost. Mr. Murnane stated that section 147 of the Highway law gives the town authority to remove the barrier. Mr. Murnane also stated that the town has a letter from Mr. Rasco stating that he has inspected the property and has concluded that there is a problem that must be addressed. The letter from Mr. Rasco also gives the town permission to unplug the water way if Mr. Gauthier refuses to do so. Mr. Murnane requested that the board authorize him to send a letter to Mr. Gauthier instructing him to remove the barrier immediately. Supervisor Menard made a motion giving the Mooers Highway Superintendent permission to clean out the waterway if Mr. Gauthier refuses to do so. The motion was seconded by Councilperson Perras. The result of the Roll Call was 4 AYES(Supervisor Menard, Councilperson LaValley, Councilperson Boulerice, Councilperson Perras) and 0 NOES. Therefore Supervisor Menard declared the motion carried.

Library: Mr. Art Menard was not present. Councilperson LaValley informed other members of the board that heat and the septic system have both been installed. He also said that he thinks they are going to move forward and drill the well. They will have a definitive answer by tomorrow. Mr. Jess Dixon stated that the quote for the well is \$3320.00, which includes everything. Supervisor Menard stated that he has not heard from Mr. Shawn Mclean on the old library. Supervisor Menard stated that it will have to be advertised again.

Dog Control: Mrs. Kaleigh Mills, present, stated that they do not have adoption fees at the shelter. She stated that they do have a refundable spay/ neuter fee. They must pay this fee if the dog they are adopting is not currently spayed or neutered. They can get it back when they provide proof of the spay or neuter. If a spay or neuter is not done the money is turned over to the town. Mrs. Mills stated that according to Janet Collier this policy should be reviewed at the beginning of each year. Mrs. Mills asked the board if they would like to set up a policy that requires individuals that are adopting a dog to refund the town for the cost of the rabies vaccination. She also stated that she tries to move the dogs to the SPCA. Supervisor Menard asked if it was a good idea to have to dogs fixed before they leave the shelter. Mrs. Mills replied that she would like to. She also stated that she has been working with Palmer's Veterinary on prices, but they charge over \$100.00. She also said that she has been talking to the mobile vet and her prices are much lower. Supervisor Menard said that he thinks it is a good idea and told Mrs. Mills to research it more and bring it back to the board.

Beautification Committee: Mrs. Myrtle Hawksby, present, stated that the Beautification Committee received a \$400.00 check for the memorial fund from Saranac Restoration Committee. She stated that the check needs to go to the town and then be transferred to the Beautification account. Mrs. Hawksby also said that there was a very nice article about the project in the Sun.

Assessor: Supervisor Menard asked if anyone from the Office of the Assessor 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 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.

Fire Department: Supervisor Menard asked if anyone from the Fire Department would like to address the board. No person was present wishing to address the board at this time. Supervisor Menard read the report for the month of December. The report showed a total of 13 calls, 7 for the town, 6 mutual aid. There were a total of 115 calls for 2016. The report was submitted by Fire Chief Danny Dumas. Mrs. Myrtle Hawksby, present, asked the board for permission to put a new floor in the fire station kitchen. Supervisor Menard stated that he did not have a problem with it. He also asked Mrs. Hawksby if they were going to pay for the new floor. Mrs. Hawksby replied that they are going to pay for it. Councilperson Perras made a motion to give the Mooers Auxiliary permission to put a new floor in the fire station kitchen, make necessary repairs and remodeling. The motion was seconded by Councilperson Boulerice. The result of the Roll Call was 4 AYES (Councilperson LaValley, Supervisor Menard, Councilperson Boulerice, Councilperson Perras) and 0 NOES. Therefore Supervisor Menard declared the motion carried.

EMS: Supervisor Menard asked if anyone from EMS would like to address the board. No person was present wishing to address the board at this time. Supervisor Menard stated that he received the new contract from EMS, which he signed. He also stated that he spoke with Corey Thompson and filled him in on the situation. Supervisor Menard stated that since they took over Rouses Point when there was a call in Rouses Point the Mooers ambulance was moved to Champlain which left Mooers with no coverage. Supervisor Menard stated that is not in our contract. He said our contract states 40hrs/week in the Mooers station. He also informed Mr. Thompson that during the previous three weeks the ambulance was gone more than it was here even when there weren't any emergency calls. Mr. Thompson informed Supervisor Menard that he spoke with the EMT's and protocol has changed, the ambulance will stand by in the Mooers station. The protocol will be evaluated in three months.

Court: Supervisor Menard asked if anyone from the Court would like to address the board. No person was present wishing to address the board at this time. Supervisor Menard read the report for the month of December, 2016. The report showed a total of \$7,484.56 with \$5,125.00 going to the State of New York, \$102.50 to Clinton County, and \$2,257.06 going to the Town of Mooers.

Code Enforcement: Code Enforcement Officer Jess Dixon, present, read his report for the month of December. He issued a total of 4 building permits, 2 violations, 1 certificate of occupancy, and had a total of 11 calls. In the year 2016 he issued a total of 53 permits with a construction value of roughly \$1,700,000.00. He also said for January, 2017 he has already issued 11 violations.

Old Business:

Old Business 1: Councilperson LaValley asked about the situation on the Garrand Road. Supervisor Menard asked CEO Dixon when the deadline was for the Garrand Road. Mr. Dixon replied that we are past the deadline. Supervisor Menard stated that he will speak to Mr. Murnane regarding the situation.

New Business:

New Business 1: Supervisor Menard stated that the town must adopt the new 2015 International Property Maintenance Codes.

RESOLUTION ADOPTING THE 2015 INTERNATIONAL PROPERTY MAINTENANCE CODES

Whereas; The International Code Council, Inc. has issued its 2015 International Property Maintenance Codes; and

Whereas; The 2015 International Property Maintenance Code regulates the maintenance and conditions of property building, and structures; provides standards for supplied utilities, facilities, and other physical things and conditions essential to ensure that structures are safe, sanitary, and fit for occupation and use; regulates the condemnation of buildings and structures unfit for human occupancy and use; and provides for the issuance of permits and collection of fees in connection with such regulations and standard; Therefore

BE IT HEREBY RESOLVED THAT THE TOWN OF MOOERS ADOPT THE 2015 INTERNATIONAL BUILDING, FIRE, RESIDENTIAL, EXISTING BUILDING, PLUMBING, ENERGY CONSERVATION, MECHANICAL, FUEL/ GAS, AND PROPERTY MAINTENANCE CODES.

Motion: Councilperson LaValley

Seconded by: Councilperson Perras

Discussion: yes

The result of a Roll Call was 4 AYES (Councilperson LaValley, Supervisor Menard, Councilperson Boulterice, Councilperson Perras)

Therefore; Supervisor Menard declared **Resolution # 9 -2017** adopted.

New Business 2: RESOLUTION FOR BUDGET MODIFICATION

Whereas; The need has arisen where money in the Budget for the accounts as listed have exceeded the original appropriation, and

Whereas; The funds to cover the difference be made available as listed, as per the secretary to the board; and

BE IT HEREBY RESOLVED THAT THE FOLLOWING FUNDS BE MOVED IN THE BUDGET JOURNAL TO THE DESIGNATED ACCOUNTS

Move \$1,263.94 from Contingency A1990.4 to Superintendent of Highway A5010.4

Move \$2,844.65 from Contingency A1990.4 to Assessors-Contractual A1355.4

Move \$304.57 from Contingency A1990.4 to Control of Dogs - Veterinary Services A3510.44

Move \$155.15 from Contingency A1990.4 to Code Enforcement Expenses A8664.4

Motion: Councilperson Boulерice

Seconded by: Supervisor Menard

Discussion: none

The result of a Roll Call was 4 AYES (Supervisor Menard, Councilperson Boulерice, Councilperson Lavalley, and Councilperson Perras) and 0 NOES.

Therefore; Supervisor Menard declared **Resolution #10-2017** is adopted

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

Public Comment : NONE

Voucher: The Audited Vouchers to be paid off the Abstracted Vouchers on January 13, 2015 are as follows:

General - Townwide -----(Vouchers 1-20)-----	\$13,079.35
General - Highway----- (Vouchers 1-16)-----	\$54,007.20
Mooers Forks Lights----- (Voucher 14)-----	\$422.57
Mooers Lights----- (Voucher 14)-----	\$733.13
Ellenburg Fire Protection----- (Voucher1)-----	\$2,000.00

Total of Abstracted Vouchers Paid-----\$70,242.25

Adjourn: Supervisor Menard made a motion for the meeting be adjourned. Councilperson Boulерice seconded motion. Thus, Supervisor Jeff Menard declared motion carried. Meeting adjourned at 7:36 pm.

Respectfully Submitted,

JESSICA K. BULRISS, TOWN CLERK/TAX COLLECTOR