

**Minutes of the Regular Monthly Meeting of the Town Board of the Town of Mooers held  
November 13, 2017 at the Mooers Office Complex commencing at 7:00 PM**

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

**Recording Secretary:** Jessica K. Bulriss, Town Clerk

**Others Present:** Kris Gilmore, Highway Superintendent  
Kaleigh Mill, Dog Control Officer  
Myrtle Hawksby, Beautification  
Jess Dixon, Code Enforcement Officer  
Larry Wolff, Assessor  
Danny Dumas, Fire Chief

**Absent:** Mary Myatt, Councilperson

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

**Minutes:** All the Board Members were asked if they had read their copies of the October 9, 2017 Minutes. Councilperson Perras stated that the amount to repair the generator should read \$1,500.00 not \$15,000.00. Councilperson Perras made a motion to accept the September 11, 2017 minutes with noted corrections. The motion was seconded by Supervisor Menard. The result of the Roll Call was 3 AYES (Councilperson Perras, Councilperson LaValley, Supervisor Menard) 1 ABSTAIN (Councilperson Boulerice), and 0 NOES. Therefore Supervisor Menard declared the motion carried and the Minutes accepted with the noted correction.

**Highway:** Highway Superintendent Kris Gilmore stated they are done drawing sand and are ready for winter. They are currently helping Ellenburg to repay them for helping with paving. He would like to look into leasing a truck to replace the 2002 truck, which is in bad shape. They will try to pave the parking lot of the library this week. If they don't get to it, it will have to be done first thing in the spring.

**Library:** Mr. Art Menard was not present. Councilperson LaValley gave an update on the progress with the library. He stated everything is done with the library except the internal doors. Supervisor Menard stated they would like to be in by the 18th.

**Dog Control:** Mrs. Kaleigh Mill, present, said they currently have one dog in the shelter. She also stated that if the town is keeping dog control they will need a heater for the shelter and a new phone. The old one is malfunctioning.

**Tax Assessor:** Mr. Larry Wolff, present, commented on the proposed increase in cost per parcel from the county. Supervisor Menard stated that the cost per parcel will eventually go from \$2.00 to \$5.00. He also said they want the town to sign a three year contract. Mr. Wolff said assessments will remain the same for the upcoming year. There was more discussion regarding the proposed contract.

**Beautification:** Mrs. Myrtle Hawksby, present, asked if the flower pots could be picked up. Superintendent Gilmore said he will hopefully get the flower pots picked up and the flags taken down. this week

**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 office of The Town Historian would like to address the board. No person was present wishing to address the board at this time.

**Fire Department:** Fire Chief Dan Dumas said the County is looking into upgrading the radio system, which is currently from 1994. He said that the county will cover the cost of upgrading. Supervisor Menard read the report for the month of October. There were a total of 11 calls in the town. There was 1 house fire, 3 barn fires, 1 power line down, 1 good intent, 1 air supply, 2 automatic alarm, and 1 generator fire. There have been a total of 100 calls year to date.

**EMS:** Supervisor Menard said that he spoke with Mr. Larry Brooks regarding the property for the EMS building. He said Mr. Brooks is willing to donate the property as long as there is a plaque commemorating the donation from the Brooks family. Councilperson Boulerice made a motion to accept the donation of 1 acre of land from the Brooks family with the stipulation that a plaque acknowledging the donation be placed on the building. The motion was seconded by Supervisor Menard. The result of the Roll Call was 3 AYES (Councilperson Boulerice, Councilperson LaValley, Supervisor Menard) 1 ABSTAIN (Councilperson Perras), and 0 NOES. Therefore Supervisor Menard declared the motion carried

**Court:** Supervisor Menard asked if anyone from the Office of the Town Court would like to address the Board. No person was present wishing to address the Board. Supervisor Menard read the report for the month of October. For the month of October the Court brought in a total of \$11,769.00; \$8,879.00 went to the New York State, \$65.00 went to Clinton County, and \$2,805.00 went to the Town of Mooers.

**Code Enforcement:** Code Enforcement Officer, Jess Dixon read his report for the month of October. There were 16 calls, 3 permits, and 3 certificate of occupancies. He said Dollar General is moving forward with the zoning board. They will be breaking ground in the spring.

Mr. Dixon asked the board for permission to consult with a law firm in Malone that specialized in municipal law because he is not having much success with the town's current attorney. Originally he wanted to take care of 5 properties before winter and they are still working on the first one. He said it would be a rate of \$200.00 per hour because we are a municipality. Councilperson LaValley made a motion to allow Code Enforcement Officer Jess Dixon to hire Fischer, Bessette, Muldowney, & Mcardle. The motion was seconded by Councilperson Boulerice. The result of the Roll Call was 4 AYES (Councilperson Boulerice, Councilperson LaValley, Supervisor Menard, Councilperson Perras) and 0 NOES. Therefore Supervisor Menard declared the motion carried. Mr. Dixon stated that he would obtain a contact.

## **Old Business:**

### **Old Business 1:**

#### **TOWN OF MOOERS LOCAL LAW NO. 1 OF THE YEAR 2017**

#### **LOCAL LAW TO AMEND LOCAL LAW NO. 3 OF THE YEAR 2008 COLD WAR VETERAN'S TAX EXEMPTION**

#### **Section 1. Legislative Intent:**

1.1 It is the intent of this Local Law to amend Local Law No. 3 of the year 2008 to extend the Cold War Veteran's Exemption.

#### **Section 2. Authority:**

2.1 This Local Law is adopted pursuant to the provision of §458 (b) of the Real Property Tax Law of the State of New York and provides that, notwithstanding the ten (10) year limitation imposed by the foregoing provisions of the subparagraph, a county, city, town, village or school district that has adopted a Local Law or resolution pursuant to paragraph (a) of this subdivision may adopt a Local Law or resolution providing that the exemption authorized by this section shall apply to qualifying owner of qualifying real property for as long as they remain qualifying owners, without regard to such ten (10) year limitation.

#### **Section 3. Exemption Provided:**

3.1 This Local Law provided for the extension of the exemption afforded to Cold War veterans who qualify pursuant to §458 (b) of the Real Property Tax Law of the State of New York.

#### **Section 4. Severability:**

4.1 If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of the Local Law or in its application to the person, individual, firm or corporation, or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

**Section 5. Effective Date**

5.1 This Local Law shall take effect upon the filing with the Secretary of State.

**RESOLUTION TO ADOPT LOCAL LAW #1-2017**

**Whereas;** a public hearing was held on Local Law #1-2017, entitled A Local Law to amend Local Law No. 3 of 2008 Cold War Veteran's Tax Exemption on 11-13-2017 at 7pm, and

**Therefore Be It Resolved;** Local Law #1-2017, entitled A Local Law to amend Local Law No. 3 of 2008 Cold War Veteran's Tax Exemption be adopted

**Motion: Supervisor Menard**

**Seconded by: Councilperson Perras**

**Discussion: Yes**

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

**Therefore;** Supervisor Menard declared **Resolution #23-2017** adopted.

DATED: November 13,2017

**Old Business 2:**

**RESOLUTION ADOPTING ANNUAL TOWN BUDGET FOR THE YEAR 2018**

**WHEREAS;** this Board having on November 13, 2017 at 7 p.m., duly held a public hearing on the preliminary budget approved by this Board and filed with the Town Clerk for the fiscal year commencing January 1, 2018, including the fire protection district budgets and light district budgets for 2018 and having heard all persons desiring to be heard in the matter and the matter of the budget for this Town for such fiscal year having been fully discussed and considered,

**NOW, THEREFORE, BE IT RESOLVED** that said Preliminary Budget be approved and filed as aforesaid including the fire protection district budgets and the light district budgets for 2018 is hereby approved and established as the annual budget for this Town for the fiscal year beginning January 1, 2018, and that such annual budget be so adopted in detail in the minutes of the proceedings of this Town Board, and be it further

**RESOLVED,** that the Town Clerk of the Town shall prepare and certify as provided by law, duplicate copies of the said annual budget hereby adopted, shall attach thereto an exemption report in compliance with requirements of Chapter 258 of the Laws of 2008, and deliver one of such copies to the Supervisor of the Town, and the Supervisor shall present such copy to the Board of Legislators of the County as required by law.

**Motion: Councilperson Perras**

**Seconded by: Councilperson Boulерice**

**Discussion: Yes**

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

**Therefore;** Supervisor Menard declared **Resolution #24-2017** is adopted.

DATED: November 13, 2017

**Old Business3:** Kelsey Fiori and Eric Misbach from NEXAMP Community Solar were present to address the board and answer any questions from the public. They stated that NEXAMP have acquired the rights to the project from Delaware River Solar. Mr. Misbach stated that the intent of the project is for it to be a community shared solar farm. The value of the electricity generated from the solar panels can be credited to your electric bill if you opt in at zero cost to enroll and no cancellation fee. You are also not required to own your home, it is available to renters. It is open to all residents of Clinton County. Right now they are the only project serving Clinton County. There is a guaranteed 10% discount off the NYSEG rate, supply charges, and delivery fees. The only thing that is not discounted is the basic service fee. To enroll go to solarizemybill.com. There was more discussion regarding the solar farm.

**New Business:**

**New Business 1:** Supervisor Menard said there are a few light in the parking lot that need to be replaced. He said it would cost \$250.00 per light to switch to LED. He asked if the town would like to change all five of the lights at the same time. He said there is \$5,000.00 left in the budget to cover the cost. Councilperson Boulerice made a motion to replace the parking lot lights with LED's. Councilperson Perras seconded the motion. The result of the Roll Call was 4 AYES (Councilperson Boulerice, Councilperson LaValley, Supervisor Menard, Councilperson Perras) and 0 NOES. Therefore Supervisor Menard declared the motion carried.

**New Business 2:** Supervisor Menard said he has the 2019-2020 Snow and Ice Agreement. He said we need to figure out if it's worth it for the town to enter into the contract. Superintendent Gilmore said we lost \$30,000.00 last year and that doesn't include the cost of using his pickup truck. Superintendent Gilmore stated that he has tried contacting them regarding the contract, but has not received a response. There was more discussion regarding the Snow and Ice Agreement.

**Public Comment :**

**Public Comment 1:** Mr. Michael Reeves informed the board that he has a large wreath that he would like to donate to the town. He also congratulated those that were re-elected and thanked everyone for their service.

**Vouchers:**

**The Audited Vouchers to be paid off the Abstracted Vouchers on October 9, 2017 as follows:**

<b>General - Townwide</b>	<b>Vouchers 217-242</b>	<b>\$16,376.89</b>
<b>Highway - Townwide</b>	<b>Vouchers 164-182</b>	<b>\$14,614.05</b>
<b>Trust and Agency</b>	<b>Vouchers 73-76</b>	<b>\$13,954.85</b>
<b>Union Cemetery</b>	<b>Voucher 28</b>	<b>\$126.78</b>
<b>Riverside Cemetery</b>	<b>Voucher 27</b>	<b>\$126.78</b>
<b>Total of Abstracted Vouchers Paid</b>		<b>\$45,072.57</b>

**Adjourn:** Councilperson Boulerice made a motion for the meeting be adjourned. All in favor. Thus, Supervisor Jeff Menard declared the motion carried. Meeting adjourned at 8:06 PM.

Respectfully Submitted

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JESSICA K. BULRISS, TOWN CLERK/TAX COLLECTOR

