

**Minutes of the Regular Monthly Meeting of the Town Board of the Town of Mooers held October 14, 2014 at the Mooers Office Complex commencing at 7:00P.M.**

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

**Recording Secretary:** Brandi B. Lloyd, Town Clerk  
**Others Present:**

**Absent:** Kaleigh LaBombard, Dog Control Office  
Jess Dixon, Code Enforcer

**Meeting:** Supervisor Jeff Menard called the Meeting to Order at 7:00PM, then he asked Mrs. Brandi Lloyd 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 November 12, 2014 Minutes. They all replied yes. Supervisor Jeff Menard then asked if there were any omissions or corrections, there were none. Councilperson LaValley then made a motion to accept the November 12, 2014 Minutes and Councilperson Myatt 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 Boulerville handed in the November report for State Roads. He said \$12,381.77 was spent in November, which is about \$1,600.00 less than was spent in November 2013.

**Library:** Mrs. Jacqueline Madison was absent. Supervisor Menard said he and Councilperson Ross had discussed why the Town has to be involved with the decisions on the library. Supervisor Menard said he looked into how it came about. He said that, when the Village was dissolved, the library had to be handled by the Town for 10 years. He said it has been more than 10 years since the Village has been dissolved. He explained that the library does have their own board. Supervisor Menard said he asked the lawyer to look into the process of turning the library over to the Library Board. Councilperson Ross said that it would not be all that different. He added that the Town would then not have to take part in the library's decision making process. After some discussion, Councilperson Ross made a motion to move forward with the process of turning the library over to the library and Library Board. The motion was seconded by Supervisor Menard and the result of a Roll Call was 5 AYES (Councilperson Barcomb, Councilperson Myatt, Councilperson LaValley, Supervisor Menard, Councilperson Ross) and 0 NOES, therefore Supervisor Menard declared the motion carried. Councilperson LaValley said the current assessment of the current library building is \$52,500.00. He said he asked the assessor to reevaluate the assessment. Councilperson LaValley added that the assessor will be getting back to him with, hopefully, a lower value. He said he spoke to Mr. Brad Vassar, who lives next door to the current library. Councilperson LaValley said Mr. Vassar is still interested in purchasing the property.

**Dog Control:** DCO Kaleigh LaBombard was absent. A report was not submitted at the time of the meeting.

**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. Supervisor Menard announced that the Committee is holding their annual Christmas Lighting Contest with entries due by December 15th.

**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:** Mr. Chris Bulriss, Fire Chief, handed in the November report. The November report contained the following: Station #1 had 11 calls, Station #2 had 0 calls, Town had 0 calls and Mutual Aid had 2 calls. -----Incident types were MVA= 1----Good Intent= 1----- Auto Alarms= 1----- Chimney=1-----Apt BLDG=1-----Other(medical assist, malfunctioning stove)=3. Mutual aid to Altona= 1---- - Champlain= 1. Mutual Aid from Altona =2----- Champlain= 3----- Chazy= 1----- Rouses Point=3----- Ellenburg Depot= 1----- Hemmingford= 3----- West Chazy=1----- St. Paul= 1-----Lacolle= 1-----St. Bernard= 1-----Other= 1 (District #3). Vehicle 251(Pumper) used 6 times, vehicle 252(Brush Truck) used 2 times, vehicle 253(Squad) used 1 time, vehicle 254(Pumper) used 5 times, vehicle 257(Heavy Rescue) used 9 times, vehicle 258(Tanker) used 7 times, vehicle 259(Pumper) used 2 times, and vehicle 25-AIR(Air Truck) used 2 times. Supervisor Menard read a letter received from Mr. Dan Dumas, Assistant Fire Chief, thanking all involved with the fire on November 10th at the corner of Route 11 and Route 22 in Mooers. Supervisor Menard said, regarding the recent structure fire at the corner of Route 22, that the owner got quotes from three asbestos certified contractors as per the insurance company. He added that the clean-up, more than likely, will not start until after winter. Supervisor Menard then discussed the one year contract to supply fire service to the Town of Mooers for 2015. He explained this is a contract for fire services and that the lease of the bays and the front section of the fire department, from the Town Offices on, would be handled separately. Mr. Roger Favreau asked how the lease would affect the bay utilized by Champlain EMS. Supervisor Menard said it would stay the same for this year, but next year the bay would probably have to be sublet from the Fire Department. he said the lawyer thought it would be best for the Fire Department to lease the entire area and then sublet. Supervisor Menard asked the Board if there were any questions with the one year contract to supply fire service to the Town of Mooers for 2015; therefore Supervisor Menard made a motion that the following be adopted:

**BE IT HEREBY RESOLVED THAT THE TOWN OF MOOERS ACCEPT THE FIRE PROTECTION CONTRACT AS WRITTEN AND THE CONTRACT BE SIGNED**

The motion was seconded by Councilman Ross. The result of a Roll Call was 5 AYES(Councilperson Barcomb, Councilperson Myatt, Councilperson Lavalley, Supervisor Menard, Councilperson Ross) and 0 NOES, therefore Supervisor Menard declared **Resolution #035-2014** adopted.

Mr. Chris Bulriss asked Supervisor Menard about the transfer of the vehicles to the Fire Department so they can insure their own vehicles. Supervisor Menard said that has not yet been done. Mr. Bulriss also asked that the lease include the Pump House and Station 2. He added that they want to make sure that any remaining funds in the Fire Department's account be transferred to them. Supervisor Menard said the building lease and the transfer of the vehicles would happen after the first of the year. Mr. Larry Begor, in attendance, asked why all the changes with the Fire Department and why they are having to lease the bays. Supervisor Menard said the State Comptroller informed the Town that the Fire department budget could not remain in the Town's account. He added that it is to be handled like the Champlain EMS and others that receive a budget. He said the budget amount should go directly to the Fire Department. Councilperson Ross added that it will be the same amount of money, but the Town will no longer be handling their funds or paying their bills. Mr. Chris Bulriss said this is how it should have been set-up in the beginning.

**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. A report was not submitted by EMS. Supervisor Menard said Champlain EMS is asking to be reimbursed for repairs to the door of the bay where the ambulance parks. He explained that the spring of the door was repaired by Over-Head Doors for a total of \$928.00. Supervisor Menard said Champlain EMS has paid the bill, but then submitted it to the Fire Department to be reimbursed. The Fire Department has asked that the Town reimburse Champlain EMS. Councilperson Ross made a motion that the Town reimburse Champlain EMS \$928.00 for the repair. The motion was seconded by Councilperson Barcomb and the result of a Roll Call was 5 AYES (Councilperson Barcomb, Councilperson Myatt, Councilperson Lavalley, Supervisor Menard, Councilperson Ross) and 0 NOES, therefore Supervisor Menard declared the motion carried. Mr. Leon Menard, in attendance, suggested Supervisor Menard speak with Over-Head Door to see if the bill could be lessened

**Court:** The Justice Fund report for November showed total receipts of \$10,274.00 with \$7,289.00 going to the State, \$0.00 to the County, and \$2,985.00 to the Town of Mooers.

**Code Enforcement Officer:** Mr. Jess Dixon was not in attendance, but submitted his report for the month of November showing no violations, one certificate of occupancy, no complaints, 23 calls, and two appearance tickets were issued.

**Old Business:** Supervisor Menard gave an update on the clean-up of the collapsed building. He said he had not yet received the test results of the barrels that were collected on November 14th. He said he is assuming it was OK because the Town received the invoice. Councilperson Barcomb said the Town should receive a certificate stating that the property is clear. Mr. Larry Begor asked if the Town had insurance that could cover any of the costs. Supervisor Menard said no, but the bills so far, totaling about \$145,00.00, had been submitted to the County. He said the Town had to submit any bills by November 20th and that the Town will be reimbursed in 2015. He added that any invoices coming in after the deadline will still be submitted and the Town will be reimbursed for those bills in 2016. Supervisor Menard said that Mr. Murnane, Town Attorney, had received a message from Mr. Duguay's lawyer. He added that Mr. Murnane had not yet been in touch with Mr. Duguay's lawyer.

**New Business**

**Town Business 1:** The collection of 2015 Land Taxes begins in January 2015, and there is the need for the office of the Tax Collector to have change for payments of taxes; therefore Councilperson Barcomb made a motion that the following be adopted:

**BE IT HEREBY RESOLVED THE TAX COLLECTOR BE ALLOTTED THE SUM OF \$300.00 FOR PETTY CASH FOR THE 2015 TAX SEASON**

The motion was seconded by Councilman Ross. The result of a Roll Call was 5 AYES(Councilperson Barcomb, Councilperson Myatt, Councilperson Lavalley, Supervisor Menard, Councilperson Ross) and 0 NOES, therefore Supervisor Menard declared **Resolution #036-2014** adopted.

**Town Business 2:** The need has arisen where money in the Budget for the accounts as listed have exceeded the original appropriation, and the funds to cover the difference be made available as listed, as per the secretary to the board; therefore Councilperson Ross made a motion that the following be adopted:

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

**Move \$60,000 from General A200  
to Highway A200 to be reimbursed by year's end**

**Move \$169.55 from Contingency A1990.4  
to Superintendent of Highway A5010.4**

**Move \$209.79 from Dog Control Liability A872  
to Dog Control Expenses A3510.4**

**Move \$21,963.69 from State Retirement DA9010.8  
to Paving Roads Capital Outlay DA5112.2**

**Move \$7657.29 from Road Maintenance Payroll DA5110.1  
to County Snow Removal Salt DA5148.4**

**Move \$14,500 from Road Maintenance DA5110.4  
to State Road Snow Removal Salt DA5148.41**

**Move \$5,306 from Machinery Equipment DA5130.2  
to State Road Snow Removal Salt DA5148.41**

**Move \$8,170.60 from Worker's Comp DA9040.8  
to Town Snow Removal Salt DA5142.41**

**Move \$1,183.20 from State Road Snow Removal Fuel DA5148.42  
to Garage Heating Fuel DA 5132.4**

Councilperson Barcomb seconded the motion and result of a Roll Call was 5 AYES (Councilperson Ross, Councilperson Barcomb, Councilperson Lavalley, Councilperson Myatt, Supervisor Menard) and 0 NOES, therefore Supervisor Jeff Menard declared **Resolution #037-2014** adopted.

**Town Business 3:** On Grievance Day, held the First Tuesday in June, the Town of Mooers needs members of the Board of Assessment Review to hear any complaints brought by property owners regarding changes to their assessments, and if the Town of Mooers does not have members for a Board of Assessment Review, the County will be present on Grievance Day to hear complaints, and

**BE IT HEREBY RESOLVED THE FOLLOWING PEOPLE BE APPOINTED TO SERVE ON THE BOARD OF ASSESSMENT REVIEW**

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

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

**Harry Gonyo-----October 2011 to September 2016**

**David Kokes-----October 2010 to September 2015**

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

Councilperson Ross seconded the motion and result of a Roll Call was 5 AYES (Councilperson Ross, Councilperson Barcomb, Councilperson Lavalley, Councilperson Myatt, Supervisor Menard) and 0 NOES, therefore Supervisor Jeff Menard declared **Resolution #038-2014** adopted.

**Town Business 4:** Supervisor Menard read a letter received from the Clinton County Treasurer's Office. A check in the amount of \$10,307.30 was enclosed with the letter. The represents the Town of Mooers' portion of the Mortgage Tax distribution for period April 1, 2014 to September 30, 2014.

**Town Business 5:** Supervisor Menard read a letter received from Time Warner Cable. A check in the amount of \$2,347.57 was enclosed for franchise fee payment due to the Town of Mooers.

**Town of Mooers 6:** Supervisor Menard read an e-mail received from New York State regarding the Municipal Energy Program (MEP). He explained the e-mail is an update about the program and the number of towns interested in participating, including the Town of Mooers. He explained that those running the MEP hope to have the results of the formal Request for Bid (RFB) for both electricity and natural gas by December 16th. Supervisor Menard said the Town would then be informed of the prices they were able to establish through the initial RFB process.

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

**Public Comment 1:** Mr. Phillip Miller asked that the Town of Mooers look into making Missile Base Road an actual road. He said it is actually considered a private driveway for the Highway Department. He said if wanted to sell a portion of his property along "Missile Base Road," he would have to obtain an easement from the Town to use their driveway. He explained if Missile Base Road was designated as a road, an easement would not be the necessary. Mr. Miller added that "Missile Base Road" was signed over to the Town in 1967 as a quick Plan D from the government, but it was never designated as a highway. Supervisor Menard said he would look into the matter and be in touch with Mr. Miller.

**Fire Department 2:** Mr. Chris Bulriss, Fire Chief, announced that Mr. Dan Dumas would be Fire Chief in 2015.

No other person was present wishing to address the board at this time.

**Voucher:** The Audited Vouchers to be paid off the Abstracted Vouchers on December 09, 2014 are as follows:

General - Townwide ----(Vouchers 817 - 824, 826 - 834, 837 - 838, 840, 846)----	\$ 26,956.16
Highway - Townwide -----(Vouchers 501 - 525 )-----	32,953.76
Mooers Fire Protection -----(Vouchers 832, 839 - 846)-----	3,305.02
Mooers Forks Lights -----(Voucher 832)-----	484.19
Mooers Lights -----(Voucher 832)-----	852.25
Mooers Side Walk----- (Voucher 822, 825, 835 - 836)-----	\$788.05
Trust & Agency -----(Vouchers 110 - 112)-----	<u>10,372.57</u>

**Total of Abstracted Vouchers Paid-----\$75,712.00**

**Adjourn:** Councilperson Barcomb made a motion for the meeting be adjourned. Supervisor Menard seconded the motion. The result was 5 AYES (Supervisor Jeff Menard, Councilperson Ross, Councilperson Mary Myatt, Councilperson Gerald LaValley and Councilperson Steve Barcomb) and 0 NOES. Thus, Supervisor Jeff Menard declared motion carried. Meeting adjourned at 7:37PM.

Respectfully Submitted,

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BRANDI B. LLOYD, TOWN CLERK/TAX COLLECTOR