

**Minutes of the Regular Monthly Meeting of the Town Board of the Town of Mooers held  
May 14, 2018 at the Mooers Office Complex commencing at 7:00 PM**

**Present:** Jeff Menard, Supervisor  
Donald Perras, Councilperson  
Christopher Bulriss, Councilperson  
Eugene "Dickie" Boulerice, Councilperson  
Irving Breyette, Councilperson

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

**Others Present:** Kris Gilmore, Highway Superintendent  
Larry Wolff, Assessor  
Jess Dixon, Code Enforcement Officer  
John Labarre, Invenergy  
Corey Thompson, EMS

**Absent:** none

**Meeting:** Supervisor Jeff Menard called the Meeting to Order at 7:00PM. 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 April 9, 2018 minutes. Councilperson Perras made a motion to accept the minutes as written. The motion was seconded by Councilperson Bulriss. The result of the Roll Call was 5 AYES (Councilperson Perras, Councilperson Bulriss, Supervisor Menard, Councilperson Boulerice, and Councilperson Breyette) and 0 NOES. Therefore, Supervisor Menard declared the motion carried and the Minutes accepted as written.

**Highway:** Superintendent Gilmore, present, stated, he provide quotes for demo equipment. They are all around \$1,000.00. Supervisor Menard suggested buying the one that can have parts replaced and can be serviced easily. Councilperson Boulerice made a motion to allow Superintendent Gilmore to purchase the demo equipment of his choice. The motion was seconded by Supervisor Menard. The result of the Roll Call was 5 AYES (Councilperson Perras, Councilperson Bulriss, Supervisor Menard, Councilperson Boulerice, and councilperson Breyette) and 0 NOES. Therefore, Supervisor Menard declared the motion carried.

Superintendent Gilmore stated the CHIPS money he has to spend is \$362,586.50. He said they do not like to see any roll over from the year before. Councilperson Boulerice asked if he received an increase. Superintendent Gilmore replied no. He did say the emergency recovery amount changes, but the other two amounts remain the same from year to year. Supervisor Menard said that is the problem with the CHIPS money you have to pave first and they will reimburse the town. Superintendent Gilmore stated that the paving has to last a minimum of ten years and you can buy equipment. He would like to look into getting a loan so they can spend all of the funds available. The town will be reimbursed. Councilperson Boulerice asked when the first one was due. Superintendent Gilmore replied the 22<sup>nd</sup> of May. The second one is in August. Superintendent Gilmore said he has tried the last two years to get it done twice, but it has not worked out. He said this year they are ahead of it. The Emery Road is almost ready. Mr. Jess Dixon asked if the money carries over from year to year. Superintendent Gilmore replied that it does carry over, but they do not like to see it happen. He is worried that they are going to do away with the CHIPS program. Councilperson Boulerice asked how much was in the budget for paving. Supervisor Menard replied \$180,000.00. He asked Superintendent Gilmore how long that would last. Superintendent Gilmore replied three days if the roads were ready. There was more discussion regarding the CHIPS program. Supervisor Menard said he would check the budget and get back to the board.

Superintendent Gilmore is getting an estimate for the shop generator. During the last wind storm they didn't have any power and were unable to get fuel. Supervisor Menard said to bring the quotes to the next board meeting. Councilperson Boulerice asked what was wrong with the generator. Superintendent Gilmore replied that there isn't a main disconnect for the automatic transfer switch. They cannot shut the power off the work on it.

Superintendent Gilmore stated that Dean Lashway is working on the permit for the gravel pit. Supervisor Menard asked if he had his new software installed. Superintendent Gilmore replied yes. Supervisor Menard asked if he could generate a monthly report. Superintendent Gilmore replies that he can once he has everything in the system.

Supervisor Menard said he was approached by Jim Lamberton. He and Mark would like to purchase the old sand pit. They would like to use it to run their dogs. Supervisor Menard asked how much sand was left in the pit. Superintendent Gilmore replied that he was unsure. Councilperson Boulerice stated there was only one corner left. It is used for fill sand because there is a lot of clay mixed in. Councilperson Bulriss asked which sand pit. Councilperson Boulerice replied that it was the old Menard pit. There was more discussion regarding the sand pit. Supervisor Menard said he would try to come up with a price and would bring it back to the board next month. Mr. Jess Dixon stated that he would contact Dean Lashway to check on the permit.

Superintendent Gilmore stated the sidewalk in Mooers Forks has been patched.

**Library:** Supervisor Menard asked if anyone from the Library would like to address the board. No person was present wishing to address the board.

**Dog Control:** Ms. Kaleigh Mills, present, informed the board that she was unable to make it to training last month because she was in an accident. She said that due to circumstances surrounding the accident she would like to expedite removing the shelter from Boas Road and placing it on town property. She said that it isn't safe for her to go to that location anymore. She said it was a quiet month with three dogs in the shelter. The SPCA did take two of the dogs and the last one is on the waiting list to be transferred. She also stated that Mooers Lawn and Garden have had some issues with their neighbor. The State Police and the Sheriff's Department have both been involved. The dog owner is not cooperating. She believes she will have to issue a ticket.

The other issue is on the Mesec Road involving Liz McNeil. Ms. Mills stated that she has stopped taking her phone calls. The State Police and the Sheriff's Department have both been there. Ms. McNeil is walking her dog off leash and is concerned about someone else's dog running along the side of the road and scaring her dog. Supervisor Menard asked if the other dog stays on their property. Ms. Mills replied yes, the dog is not leaving the property. She stated that the State Police, Sheriff's Department, as well as Ms. Mills have told Ms. McNeil that nothing can be done. Supervisor Menard stated that Ms. McNeil is trying to train her dog to walk off leash and is frustrated by another dog. He does not know what she expects the town to do when a violation hasn't occurred.

Supervisor Menard stated that the shelter is on the Boas Road, where Kaleigh used to live. He suggested moving the shelter to Atlas road. He said it need to be in a remote area because of barking dogs. He will talk to Mr. Philip Miller. Ms. Mills stated the town has until 1/1/19 to find another location. She will be contacting Ag and Markets to get permission to house the remaining dog at her apt. Mr. Jess Dixon, present, stated that if the town needs a location he has property that he would be willing to donate. The town would need to pay for the survey and hook up electricity.

**Tax Assessor:** Mr. Larry Wolff, present, stated that at the previous meeting he stated shouldn't have to raise taxes on this end of town. He said he raised 98% of the properties in Mooers Forks. He thought that would be enough to raise the 4/10ths of 1% required by the county. It actually totaled 2/10ths of 1%. The county sent him a letter telling him he had to raise more properties on Monday and it was due back Tuesday. He said he did the best he could. There was more discussion regarding property taxes.

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

**Youth Program:** Supervisor Menard asked if anyone from the Youth Commission would like to address the board. No person was present wishing to address the board.

**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. Supervisor Menard stated that the town historian resigned. She did not have enough time to do the job. He said Larry Marnes is interested in doing the job.

**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. Supervisor Menard said we need to send a letter to Clinton County Emergency Services informing them of our delegates. Councilperson Perras made a motion for delegate Chris Bulriss and alternate Dan Dumas. The motion was seconded by Councilperson Boulerice. The result of the Roll Call was 4 AYES (Councilperson Perras, Supervisor Menard, Councilperson Boulerice, and Councilperson Breyette) 1 ABSTAIN (Councilperson Bulriss) and 0 NOES. Therefore, Supervisor Menard declared the motion carried. Mr. Jess Dixon asked Councilperson Bulriss is he received 911 updated from Kelly Donohue. Councilperson Bulriss replied no. Mr. Dixon said he would speak to him and make sure the fire department received the updates.

**EMS:** Supervisor Menard stated that we had a special meeting to discuss the new building. He said he had Rene emailed the Association of Towns to make sure what we wanted to do was ok. They responded and informed the town that we cannot lease a building. He said since then they were looking into purchasing Mooers Forks Auto. Councilperson Perras stated the building has potential. EMS reps were present and were optimistic also. He said we need to find out how we are allowed to purchase a building. He said he has some quotes coming in for renovations for the door and bathroom that would need to be prioritized. Supervisor Menard said we do have a need for this building but we need to figure out how to do it. Mr. Jess Dixon asked if we could revisit using the out building. Supervisor Menard replied that we could.

**Court:** Supervisor Menard asked if anyone from the court would like to address the board. No person was present wishing to address the board.

**Code Enforcement:** Mr. Jess Dixon, present, apologized for missing the last two meetings. He said he did contact Supervisor Menard to let him know he would not be there due to sugaring season. He did not issue any building permits last month, 3 violations, 41 calls, 2 certificates of occupancy, and 11 inspections. He said he wanted to address what was discussed at the previous month's meeting regarding how many hours he can work. He said he can work as much as he likes and do anything the town would like him to do. He said that Mrs. Boutin brought to our attention a lot of things that we already know. Problems that have existed for a while. He said there is a process that must be followed and financially the town doesn't have the funds to address every problem. There are some towns that have a nuisance abatement budget of \$250,000.00 per year, but we do not. He said he has spoken with people about lead paint abatement or habitat for humanity. The problem is the buildings that we do have are dilapidated to the point where that's not going to help. He said his point is if you have a building or property and you think there is value in it then you do need to paint it and keep it up. Otherwise there has to be a method to remove these buildings. He said he has issued three violations. One of the violations is an older resident who did come to see him and asked for an extension. He will re-evaluate on the 31<sup>st</sup>. The second violation was for Jennette on Route 11. She will be receiving an appearance ticket and will have to go to court. The third is the residence on the Garrard Road. The lawyer sent her a letter giving her five days to clean up or we are going in and cleaning the property. We will not be putting the bill on her property because we will lose our money. It will be going directly to her. If she does not pay we will take her to court. He spoke with Grandpa's Attic and they will be appearing before the Zoning Board. He never submitted an application. The Zoning Board can decide how they want him to operate. The next three issues will be Bee-Line, and the two houses with no siding. He said DEC contacted him regarding the Hogle property. There is a vehicle submerged in a pond. There was more discussion regarding Code Enforcement. Mr. Dixon stated that he has four office hours during the week, but he gets more phone calls at home than in the office. Rena forwards all messages to him during the week. He puts in way more than four hours per week. If the town board would like him to focus on other areas he has no problem with that.

**Cemeteries:** None

**Old Business:**

**Old Business 1:** Mr. John Labarre, present, updated the board regarding Bull Run Solar. They are currently looking into a solar project in the Town of Mooers that will be in the same area as the wind mills. The project will be 170 megawatts. Land owners will be compensated as well as a host community agreement. Because it will be in the same area as the wind mills a lot of the studies have already been completed. They will be holding an open house this summer. They also donated to the Town of Mooers Youth Commission. Supervisor Menard stated that Invenergy would like the town to send a letter to Betty Little expressing the towns support for these projects. Councilperson Bulriss made a motion to send a letter to Senator Betty Little. The motion was seconded by Councilperson Perras. The result of the Roll Call was 5 AYES (Councilperson Perras, Councilperson Bulriss, Supervisor

Menard, Councilperson Boulerice, and Councilperson Breyette) and 0 NOES. Therefore, Supervisor Menard declared the motion carried.

**New Business:**

**New Business 1:** The Town received a letter from the Department of Parks, Recreation, and Historical Preservation. The letter indicated that the Old Riverside Cemetery will be considered by the New York State Board of Historic Preservation for nomination on June 7<sup>th</sup>.

**New Business 2:** **Resolution to Enter into a Contract with Kansas State Bank for the Purchase of a New Plow Truck**

**Be it Resolved:** The governing body of the Town of Mooers determine that a true and real need exists for the acquisition of the equipment described in exhibit A of the installment purchase contract dated as of June 1, 2018 between the Town of Mooers and Kansas State Bank.

**Be It Further Resolved:** Approval and Authorization, The governing body of the Town of Mooers has determined that the contract, substantially, in the form presented at this meeting is in the best interest of the Town of Mooers for the acquisition of such equipment. The Town of Mooers hereby approves the entering into of the contract by The Town of Mooers and hereby designates the author, and authorizes the following person to execute and deliver the contract on the Town of Mooers' behalf with such changes thereto, as such person deems appropriate, and any related documents including any escrow agreement necessary for the consummation of the transaction contemplated by the contract.

Discussion: yes

**Motion: Councilperson Breyette**

**Second: Councilperson Boulerice**

**The result of the Roll Call was 5 AYES (Councilperson Perras, Councilperson Bulriss, Supervisor Menard, Councilperson Boulerice, and Councilperson Breyette) and 0 NOES.**

**Public Comment:**

**Public Comment 1:** Mrs. Sally White said that she would like to express her thanks for the Noise Ordinance, because it is working. She said that two of the homes on East Street have been sold to families and they have cleaned up there yards. She would like the State Police to address the unlicensed driver that drives on East Street with their dirt bike. There are no longer children playing in the streets. Progress has been made.

**Public Comment 2:** Mrs. Marie Boutin spoke with someone at Sherwin Williams and they have paint for sale for \$5.00 per gallon. She asked Mr. Dixon if he knew of a family that was in need and maybe they could organize volunteers. Mr. Dixon suggested contacting the Beautification Committee.

**Public Comment 3:** A property owner on the Hemmingford Road voiced his concern over the flooding on the Orr Road. He said there are two streams crossing the road. He believes that beavers have built a dam and caused the flooding. He travels the road with a tractor and worries that it may be washed out. Mr. Gilmore said they are working with the land owners to fix the situation. There was more discussion regarding the flooding on the Orr Road.

**Vouchers:**

<b>General Town Wide</b>	<b>Voucher 87-113</b>	<b>\$53,101.50</b>
<b>Highway</b>	<b>Voucher 79-102</b>	<b>\$38,999.43</b>
<b>Trust &amp; Agency</b>	<b>Voucher 18-21</b>	<b>\$14,324.37</b>

**Total of Abstracted Vouchers Paid**

**\$106,425.30**

**Adjourn:** Councilperson Perras suggested holding a special meeting to discuss the EMS building before the next meeting. Supervisor Menard stated the meeting will be held Wednesday May 30<sup>th</sup> at 7:00 pm. Councilperson Bulriss made a motion for the meeting be adjourned. All in favor. Thus, Supervisor Jeff Menard declared the motion carried. Meeting adjourned at 8:19 PM.

Respectfully Submitted,

---

*JESSICA K. BULRISS, TOWN CLERK*