

**Minutes of the Regular Monthly Meeting of the Town Board of the Town of Mooers held
June 11, 2013 at the Mooers Office Complex commencing at 7:00P.M.**

Present:

**Cory Ross, Supervisor
Earl Robinson, Councilman
Steve Barcomb, Councilman
Eugene Bushey, Councilman
Gerald LaValley, Councilman**

Recording Secretary:

Brandi Lloyd, Town Clerk

Others Present:

**Kaleigh LaBombard, Dog Control Officer
Jackie Madison, Librarian
Jess Dixon, Code Enforcement Officer
Jim Coffey, attorney**

Absent:

Eugene Boulerice, Highway Supervisor

Meeting: Supervisor Cory Ross called the Meeting to Order at 7:00PM, then he asked 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 May 14, 2013 Minutes. They all replied yes. Supervisor Cory Ross then asked if there were any omissions or corrections, there were none. Councilman Steve Barcomb then made a motion to accept the May 14, 2013 Minutes as written and Councilman Earl Robinson seconded the Motion. The result of a Roll Call was 5 AYES and 0 NOES, therefore Supervisor Cory Ross declared Minutes accepted as written.

Highway: Highway Supervisor Eugene Boulerice was absent and there was no report.

Fire Department: Raymond Phair, Fire Chief, handed in the May report. Mr. Phair said that the barn fire in the report was actually a waste reprocessing facility burning pallets in the barn and that DEC is involved. The pallets were being burned under old tanks to heat up waste grease. Jess Dixon, Code Enforcement Officer, spoke that he has visited the facility and it meant to originally handle bio diesel processing, but was actually doing waste grease refining which was disapproved by the county and our Town. Owner is still not supposed be doing waste grease refining. Mr. Dixon said if our Fire Department has to continue have to risk their lives for someone doing something they are not authorized to he will have to shut the facility down as their permit has been denied. Councilman Steve Barcomb asked if when the owner was asked to bring the facility up to code, if he did as instructed. Mr. Dixon said no improvements have been made and that the owner has in fact gone beyond. Mr. Dixon said the owner does not want to pipe hot water through to heat the tank, rather he heats the outside of the 20,000 tanks of waste grease by burning pallets under the tanks in the barn with sparks and flames going into the rafters. Mr. Dixon confirmed DEC's involvement. The owner have been informed to put the fire under the tanks out and not to continue this process and that Mr. Dixon would be in contact with him. Mr. Dixon is also in contact with the DEC. Supervisor Ross noted that the Fire Department also handled a Hazmat call. Mr. Phair confirmed it was for a meth lab. Supervisor Cory Ross mentioned that there is special training available to the Fire Department for handling Meth Labs and Meth fires. Mr. Phair said they have had the training, but that the department did have a few extra questions. Supervisor Ross said it would be beneficial to possibly have training here, in Mooers. May's report contained the following: Station #1 had 20 calls, Station #2 had 3 calls, Town had 12 calls and Mutual Aid had 8 calls. ----Incident types were House=1----MVA=2----Good Intent=2----Air Supply=1----Barn=1----Grass/Brush=10----Other (Hazmat)=1. Mutual aid to Altona=1----Champlain=2----Chazy=2----Ellenburg Depot=1----Hemmingford=1----Other Malone=1, Plattsburgh=1. Mutual Aid from Altona=2----Champlain=2----Chazy=2----Ellenburg Depot=1----Hemmingford=2----Rouses Point=1----West Chazy=2. Vehicle 251(Pumper) used 10 times, vehicle 252(Brush Truck) used 12 times, vehicle 253(Squad) used 2 times, vehicle 254(Pumper) used 8 times, vehicle 257(Heavy Rescue) used 10 times, vehicle 258(Tanker) used 12 times, vehicle 259(Pumper) used 3 times, and vehicle 25-AIR(Air Truck) used 7 times. Gallons of diesel fuel used and gallons of gasoline used not reported.

Dog Control: DCO Kaleigh LaBombard reported that she currently has two dogs in the shelter. Ms. LaBombard handed in the itemized report for May 2013 which showed the following: 05/04/13 Brooke LaValley, Blackman Corners Road, reported that the neighbor, Jason Barbeau, has a dog that is always barking. Letter sent on May 6th- 05/08/13 3199 Route 11, Mooers, 3 dogs left in a locked apartment. Told them to call the Sheriff's Department- 05/10/13 Karen of the West Chazy Post Office called about the dogs at the St. Hillaire residence on Miner Farm Road. Spoke to the owner and they said their dogs do not run in the road- 05/13/13 Allen St. Hillaire of Miner Farm Road called to report that his dogs do not run to the mailbox, they bark, but cause no problems. His neighbor verified- 05/14/13 Kim Rivers of Gilbert Road called to report that a rabbit was hit by a car and is still alive. Referred to Marcia, Wildlife Rehab- 05/17/13 Lorraine Martin reported that Martine Barcomb's dog was at her house. Wrote a ticket and let Crystal know- 05/20/13 Call from the Decoste Dairy Farm, Canan Corners Road, found a dog at 10:00pm near the Canadian border. Picked the dog up at 10:30pm- 05/21/13 O'Pederson, of Montreal Canada, picked up his dog found last night, \$10.00 collected- 05/17/13 Eddy Road, Mooers. Picked up a six month old pit mix found by Angela Lafountain- 05/23/13 Transferred male pit mix to North Country SPCA, Elizabethtown- 05/22/13 Brought pit mix to palmers Vet. Clinic for rabies shots in order to transfer to other shelter- 05/21/13 Elizabeth Fisher of Chazy found kittens. Referred her to SPCA- 05/26/13 Picked up a female beagle at the corner of Lamberton Road and Route 11- 05/28/13 Amanda Patterson called looking for a small dog. Called, no answer- 05/30/13 Marilynn LaBelle shot a raccoon. Told her to call the DEC- 05/30/13 Keith of Lamberton Road called about dogs constantly barking. Mailed a letter to Tony Lamberton of 314 Davison Road- 05/30/13 Mike Richard, Hemmingford Road, called about dogs chasing him when he walks. Mailed a letter to 1439 Hemmingford Road on June 5th- 05/29/30 Morgan Underwood, Blackman Corners Road, called about a dog running in the road every morning. Letter mailed to Penny Seymour, 604 Blackman Corners Road, June 5th. 05/31/13 Jess Gadway found a dog on St. Johns Road and brought dog to me. Dog claimed June 1st- 05/31/13 Chad Sample called, looking to re-home his beagle. posted to Face Book page, found home in Mooers.

Code Enforcement Officer: Mr. Jess Dixon reported that last month there were a total of ten building permits issued. Mr. Dixon said the Hazard litigation had been submitted. He mentioned that Governor Cuomo has released \$500,00.00 for Hazard litigation and missed penalties and that a local plan needs to be completed by June 25, 2013. At the meeting it was decided that a priority would be the an area prone to flooding on Scrivener Road, by the bridge where it has over flowed and the braided stream near the Chazy river by the bridge. Mr. Dixon will research it further, but those are the topics decided on at their last meeting. Mr. Dixon also mentioned that there was a phone call placed to the Town Clerk regarding Watts Road, near Hulbert Road, and a deed involving the property . It has been discovered, with help from Carol Nedeau, Town Historian, that it was part of the Watts Settlement. the last mention of Watts Road was in the Press-Republican newspaper back in 1962. It was never declared a Town Road, just a road used to access the Watts Settlement. Mr. Dixon forwarded the letter to Rena Bosley's office, Secretary to the Supervisor, stating that it is not recognized as a Town Road and is no longer in existence.

Library: Jackie Madison discussed that the library received 53 children's books from a grant valued at \$905.26. Mrs. Madison said that, due to the newspaper article, two former citizens of Mooers donated about \$1100. and as a result IBM is giving another \$500.00 to be used in the technology portion of the library. Supervisor Ross reported that the Town is looking to start clearing the lot and that plans for the new library are moving forward. Mr. Ross added that there is nothing new to report at this time on the adjoining lot, but is hoping to have more to report at the next meeting. Mrs. Madison said she hopeful that will know soon more about additional construction grant.

Letter from Board of Election: Supervisor Ross read and discussed the letter received from The Board of Election. Supervisor Ross said the primary would be held September 10, 2013 and the Town should know by mid-July if there will be a Primary in Mooers.

Letter from Congressman Bill Owens: Supervisor Ross read and discussed the letter from Congressman Bill Owens regarding natural gas and the possibility of it lowering the cost of heating homes. Supervisor Ross said if there are any questions or concerns about this issue, he has the information available.

Letter from Allen Gibson: Supervisor Ross read and discussed the letter from Mr. Allen Gibson, the Personnel Director for Clinton County. In the letter, Mr. Gibson, thanks the Town for its diligence in reporting personnel actions and salary changes as they occur. Supervisor Ross noted that Rena Bosley, Secretary to the Supervisor, had gone through back payroll and had it certified.

Letter from Clinton County Treasurer's Office: Supervisor Ross noted that a check in the amount of \$15,282.86 had been received from the Clinton County Treasurer's Office for the Town of Mooers portion of the mortgage tax distribution for the period of October 2012- March 31, 2013.

Move Money: The need has arisen where money in the Budget for the accounts listed have exceeded the original appropriation. The funds to cover the difference be made available as listed, as per the secretary to the supervisor; therefore Councilman Bushey 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**

\$7,000 from contingency A1990.4 to attorney contractual A1420.4

\$500 from dog control utilities A3510.42 to dog control contractual A3510.4

\$2,000 from contingency A1990.4 to employee benefits – unemployment insurance A9050.8

\$1500 from highway social security DA9030.8 to highway workman's compensation DA9040.8

\$1500 from sidewalks contractual A5410.4 to sidewalk snow removal A5410.46

**\$1200 from fire department contingency SF1-1990.4 to fire department snow removal
SF1-1620.42**

DA5112.2 to be amended from \$110,000 to \$170,000 to reflect the new CHIPS revenue

**SF1-9040.8 to be amended from \$3,800 to \$28,800 for workman's compensation
renewal**

The motion was seconded by Supervisor Ross. The result of a Roll Call was 5 AYES (Supervisor Cory Ross, Councilman Robinson, Councilman Barcomb, Councilman Lavalley, and Councilman Bushey) and 0 NOES, therefore Supervisor Cory Ross declared **Resolution #027-2013** adopted.

Court Clerk: Due to the fact that there are valuable papers and documents in the Court Clerk's office and that these papers and documents should be kept together in a safe secure place such as a fire proof file cabinet, the Court Clerk, Crystal Bulriss, would like to apply for a justice Court Assistance Program Grant to purchase a fire proof file cabinet; therefore Supervisor Ross made a motion that the following be adopted:

**BE IT HEREBY RESOLVED THAT THE TOWN OF MOOERS AUTHORIZES THE
COURT CLERK TO APPLY FOR A JUSTICE COURT ASSISTANCE PROGRAM
GRANT TO PURCHASE FIRE PROOF FILE CABINET TO SECURE DOCUMENTS OF
THE COURT CLERK OFFICE**

The motion was seconded by Councilman Earl Robinson. The result of a Roll Call was 5 AYES (Supervisor Cory Ross, Councilman Robinson, Councilman Barcomb, Councilman Lavalley, and Councilman Bushey) and 0 NOES, therefore Supervisor Cory Ross declared **Resolution #028-2013** adopted.

Highway 2: Supervisor Ross discussed that there was earlier discussion to purchase a Skid-steer loader on State contract to do work on roads and sidewalks and at the last meeting the issue was tabled until the next meeting. Supervisor Ross discussed that a bid was published in the Press Republican newspaper on June 7, 2013. Bids will be opened publically on Tuesday, June 18, 2013 at 7pm at the Town of Mooers Offices, Court Room. Supervisor Ross added that the bid will not be awarded that night.

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

Public Comment 1: Shirley Gadway had signed up to speak, but was not in attendance.

Fire Department 2: Mr. Phair asked if the contract had been completed and ready to be signed. Supervisor Ross answered that it was not yet ready, but was hoping it would be completed by the meeting next month. Supervisor Ross said it would be drawn up as soon as possible and that copies would be given to the members of the Fire department for review ahead of time.

Library 2: A question was asked about the legality of assigning bids for the library. Jim Coffey, attorney, answered that there are straight forward rules to follow regarding bidding, but that work has not begun for the new library. Mr. Coffey said that when work is ready to start, it will go out to bid. He also said that any work needing to out to bid by law will be advertised in the paper. Mr. Coffey added that some work may fall under the amount requiring it to go out to bid and that may not be advertised. Mr. Coffey said that even though a job does not legally have to be put out for bid, it may be a good idea to do so as there may be a better price. Also, Mr. Coffey mentioned that any type of professional service does not have to be put out for bid. Supervisor Ross said that, when possible, Town employees, Highway Department, would be used to do work and save money. Mrs. Madison added that the State has an agreement with a company to do the layout of the interior of the library free of charge.

Public Comment 2: Councilman Robinson expressed concern that a few people had approached him last month asking if they had to come in to the Town Office to be added to the agenda for Board Meeting. Supervisor Ross responded that those interested in being added to the agenda can call or come in to the Town Office.

Vouchers: The Audited Vouchers to be paid off the Abstracted Vouchers on June 11, 2013 are as follows:

General - Townwide-----	(Vouchers 142 - 163)-----	\$ 27,340.24
Highway - Townwide-----	(Voucher 98 - 112)-----	15,133.28
Mooers Fire Protection -----	(Voucher 142, 164-175)-----	35,344.39
Mooers Forks Lights-----	(Voucher 145)-----	267.34
Mooers Lights -----	(Voucher 145)-----	<u>437.42</u>

Total of Abstracted Vouchers Paid-----\$78,522.67

Adjourn: Councilman Robinson made a motion for the meeting be adjourned. Councilman Barcomb seconded the motion and the result was 5 AYES (Supervisor Cory Ross, Councilman Earl Robinson, Councilman Eugene Bushey, Councilman Steve Barcomb and Councilman Gerald LaValley) and 0 NOES. Thus, Supervisor Cory Ross declared motion carried. Meeting adjourned at 7:21 PM.

Respectfully Submitted,

BRANDI B. LLOYD, TOWN CLERK/TAX COLLECTOR