

**Minutes of the Regular Monthly Meeting of the Town Board of the Town of Mooers held  
June 12, 2017 at the Mooers Office Complex commencing at 7:00 PM**

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

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

**Others Present:** Myrtle Hawksby, Beautification Committee  
Scarlet Sample, Beautification Committee  
Kaleigh Mill, Dog Control Officer  
Jess Dixon, Code Enforcement Officer  
Larry Wolff, Assessor  
Art Menard, Library

**Absent:** Kris Gilmore, Highway Superintendent

**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 May 8, 2017 Minutes. Councilperson Perras made a motion to accept the minutes. The motion was seconded by Councilperson Myatt. The result of the Roll Call was 5 AYES (Councilperson Perras, Councilperson LaValley, Supervisor Menard, Councilperson Boulerice, Councilperson Myatt) and 0 NOES. Therefore Supervisor Menard declared the motion carried and the Minutes accepted with the noted correction.

**Highway:** Supervisor Menard asked if anyone from the Highway Department would like to address the Board. No person was present wishing to address the Board.

**Library:** Mr. Art Menard, present, stated that the library is doing well. The front of the library has been spruced up. He also stated that they have drilled a well at the new library and expect to put the pump in the well within the next month and begin painting. Mr. Menard publicly thanked the Mooers Ladies Auxiliary for including them in their news letter. He said that the summer reading program will begin soon and includes a wide age range of participants.

Supervisor Menard stated that he had been approached by the library about obtaining a loan from the Town so that they may finish the library and be in by September. Supervisor Menard read an email the town received from the Association of Towns. He also said it looks like the town should be able to loan the library money without any issues. Mr. Menard stated that the loan would allow them to be in the new library for the 100th anniversary. Councilperson Perras stated that he interpreted the wording to mean grant and not loan and was worried that it was a gray area. Councilperson Perras also suggested that the town lawyer review it before making a commitment. Councilperson Boulerice asked if the Town owns the new and old library. Supervisor Menard replied that we do. There was more discussion regarding the library. Supervisor Menard stated that he would forward the information to the Town lawyer. Councilperson Boulerice made a motion to loan the library money for completion pending the lawyer's approval. The motion was seconded by Councilperson Myatt. The result of the Roll Call was 5 AYES (Councilperson Perras, Councilperson LaValley, Supervisor Menard, Councilperson Boulerice, Councilperson Myatt) and 0 NOES. Therefore Supervisor Menard declared the motion carried.

**Dog Control:** Mrs. Kaleigh Mill, present, stated that she was in need of a new "catch pole," her was broken on a call. She also stated that she attended training in Batavia. She said that she learned about sending post cards out for dog enumeration. She feels that going door to door is

too dangerous and she doesn't feel comfortable doing it. Supervisor Menard said that it was discussed at the county meeting along with implementing a county wide dog control. Mrs. Mills stated that she is in favor of a county wide program. She stated that there would be two full time dog control officers, who would work Monday through Friday 8 to 5 and all calls would be directed through the Clinton County Sheriff's Department. There was more discussion regarding the dog enumeration and county wide dog control. Mrs. Mills stated that she has stopped responding to Ms. Lizz McNeil's phone calls. Ms. McNeil has been informed several times that there is nothing that she can do, but continues to call and leave nasty messages. Ms McNeil was also informed that if there is a problem she should contact the Clinton County Sheriff's Department. Supervisor Menard suggested that the Town write Ms McNeil a letter.

Mrs. Mills brought it to the Board's attention that the dog shelter is in need of a new heater. She said that it caught on fire during the last snow storm and if they had not been out there the building would have burned down. Supervisor Menard asked if it was a propane heater. Mrs. Mills replied that it was. She also stated that she might be able to have a fund raiser. Councilperson Perras suggested a heat pump to also keep it cool in the summer.

**Beautification:** Mrs. Scarlet Sample, present, stated that the flags are up and the flower pots are out. Mrs. Sample asked for an update on the grant for the Old Riverside Cemetery. Supervisor Menard replied that he has to send more information, but expects to hear something soon. Mrs. Sample stated that she has been approached by someone who would like to clean the gravestones. Supervisor Menard replied that he did not see a problem with cleaning the stones.

**Tax Assessor:** Mr. Larry Wolff, present, had nothing to report.

**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:** Supervisor Menard asked if anyone from the Fire Department would like to address the Board. No person was present wishing to address the Board. A report was submitted by Mr. Danny Dumas Fire Chief. For the month may of there were eleven calls, ten for the town and one mutual aid: two motor vehicle, one barn fire, one power line, one hazmat, one brush fire, three medical assist, one tree down, and one automatic alarm. There have been forty eight calls year to date. Mr. Chris Bulriss, present, stated they will be going out to bid on a new pumper tanker next month. Mr. Bulriss also stated that next year will be the 70th anniversary of the Mooers Volunteer Fire Department and they would like to plan something special for their labor day celebration. They have been thinking of doing a night parade and having fireworks either at the station or the Mooers Rec. Park.

**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 read the report submitted for the month of April. There were a total of ninety calls, 1585.4 loaded miles, and the average response time was 2 minutes. There was one mutual aid received and one given. Supervisor Menard also stated that he had received a quote from S&B regarding converting the out building into an office/station for the EMS. He said the quote was for \$49,800.00. Supervisor Menard said that was too much and they will be staying in the fire station. There was more discussion regarding EMS.

**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 submitted for the months of May. For the month of May the Court brought in a total of \$12,581.00; \$8,679.00 went to the New York State, \$472.00 went to Clinton County, and \$3,430.00 went to the Town of Mooers.

**Code Enforcement:** Code Enforcement Officer Jess Dixon, present, read his report for the month of May. In May he issued a total of seven building permits, three violations, two certificated of occupancy, twenty eight calls, and two inspections.

Mr. Dixon stated that he and Highway Superintendent Kris Gilmore checked out the water accumulation on Mr. Scott Hamilton's property. Mr. Dixon said that the accumulation is the result of runoff. Mr. Dixon said that Superintendent Gilmore will bring some dirt over to fill in the low spot. Mr. Dixon said that he will contact Mr. Hamilton to get approval and make arrangements.

Mr. Dixon stated that the 911 has been redone and the Fire Department and EMS has been supplied with a copy. He also stated that there was a barn fire on Lambertson Road and the structure has been condemned, and appearance tickets have been issued. Mr. Dixon said that the owner is not allowed to enter the building unless he is fixing something and has permission from him. He also stated that barricades will go up tomorrow and if the owner is found on the property he could be arrested.

**Cemeteries:** None

**Old Business:**

**Old Business 1:** Supervisor Menard stated that he contacted Courtney from Uni-First trying to resolve the unpaid bill. Supervisor Menard is still waiting on a return call. Councilperson Perras said that he also spoke with the delivery driver and the sales rep, but has not received a response.

**Old Business 2:** Code Enforcement Officer Jess Dixon asked about the situation at 16 Garrard Road. He said that he didn't think that it needed to go out to bid due to the situation. He also said that he could get a quote from P.M. Leary out of Plattsburgh and have Murnane's office send a letter to the residents letting them know the date of the clean up. Supervisor Menard asked if the town needed a court order. Mr. Dixon replied that according to Mr. Tom Murnane we did not need one, but he would double check first.

**New Business:**

**New Business 1: RESOLUTION TO ACCEPT EXAMINATION OF COURT RECORDS**

**Whereas**, Section 2019-a of the Uniform Justice Court Act requires that town and village justices annually provide their court records and dockets to their respective town and village auditing boards, and

**Whereas**, Section 2019-a of the Uniform Justice Court Act requires that court records be examined and/or audited by that town and village auditing board, and

**Whereas**, Section 2019-a of the Uniform Justice Court Act requires that the audit of town and village justices court records be entered into the minutes of the boards proceedings, and

**BE IT HEREBY RESOLVED THAT, AS PER SECTION 2019-a OF THE UNIFORM JUSTICE COURT ACT, THE TOWN OF MOOERS JUSTICES SHALL ANNUALLY PROVIDE TO THE TOWN BOARD THEIR COURT RECORDS AND/OR DOCKETS FOR AN AUDIT WHEREBY RESULTS SHALL BE NOTED IN THE MINUTES OF SAID TOWN BOARD**

**Motion: Supervisor Menard**

**Seconded by: Councilperson Perras**

**Discussion: none**

The result of a Roll Call was 5 AYES (Supervisor Menard, Councilperson Myatt, Councilperson Boulerville, Councilperson Lavalley, and Councilperson Perras) and 0 NOES

**Therefore;** Supervisor Menard declared **Resolution #15 -2017** adopted.

DATED: June 12, 2017

**New Business 2:****RESOLUTION ACKNOWLEDGING EXAMINATION OF COURT RECORDS**

**Whereas**, Section 2019-a of the Uniform Justice Court Act requires that town and village justices annually provide their court records and/or dockets to their respective town and/or village auditing boards, and

**Whereas**, At the Mooers Town Board Meeting on Tuesday January 10, 2017 the Town Court records and Financial Statement for the Mooers Town Court were presented to the Board for an examination and audit, and

**Whereas**, Books and records for the Mooers Town Court were examined, audited and initialed by the Town Board, and

**BE IT HEREBY RESOLVED THAT THE MOOERS TOWN BOARD HAS EXAMINED AND AUDITED THE MOOERS TOWN COURT RECORDS AND/OR DOCKETS FINDING THEM TO BE IN ORDER AND THESE RECORDS ARE HEREBY ACCEPTED BY THE MOOERS TOWN BOARD**

**Motion: Councilperson Myatt**

**Seconded by: Councilperson LaValley**

**Discussion: none**

The result of a Roll Call was 5 AYES (Supervisor Menard, Councilperson Myatt, Councilperson Boulerville, Councilperson LaValley, and Councilperson Perras) and 0 NOES

**Therefore;** Supervisor Menard declared **Resolution #16-2017** adopted.

DATED: June 12, 2017

**New Business 3:****RESOLUTION TO ESTABLISH THE TOWN OF MOOERS AS LEAD AGENCY ON THE DELAWARE RIVER SOLAR PROJECT**

**Whereas;** Delaware River Solar wishes to install a solar farm, located at 297 Boas Road Mooers Forks, New York 12959; and

**Whereas;** Delaware River Solar agrees to reimburse the Town of Mooers for any legal and professional consultation they deem appropriate to fulfill the obligation of lead agency; and

**Whereas;** The Town of Mooers Zoning Board of Appeals has no objection to the Town of Mooers taking lead agency status for this project.

**Therefore;** Be it resolved that the Town of Mooers, as Lead Agency, accepts the SEQR negative declaration of the Delaware River Solar Project made on April 17, 2017 by the Zoning Board of the Town of Mooers.

**Motion: Councilperson Boulerville**

**Seconded by: Councilperson Perras**

**Discussion: none**

The result of a Roll Call was 5 AYES (Councilperson LaValley, Councilperson Myatt, Councilperson Perras Councilperson Boulerville, Supervisor Menard) and 0 NOES.

**Therefore;** Supervisor Menard declared **Resolution # 17-2017** adopted.

DATED: June 12,2017

**New Business 4:**

Mr. Jon LaBarre from the Bull Run Wind Project was present to update the Board on their progress. He stated they are hoping to get the application completed and submitted this summer. He also stated that he dropped off maps that depicts all of the buildings located

in the project area to make sure their information is accurate concerning setbacks and noise. They have also been performing field work. They are conducting bird and wetland studies throughout the summer. The layout will be complete within the next couple of weeks. They will be holding an open house on Thursday July 20th, which will be open to the public. He stated there will be post cards going out to all residents located within five miles of the project site.

**New Business 5:** Councilperson Perras asked the representative from Delaware River Solar if the Fire Department would require any special training in case of a fire involving the solar panels. The representative replied that there wouldn't be any special training, but they would be happy to walk the Fire Department through the site so they are familiar with the area.

**Public Comment :**

**Public Comment 1:** Mr. Michael Reeves addressed the Board. Mr. Reeves stated that he has cut about thirty trees. He asked for Board approval to use poison to treat the stumps of the California Maple trees by the proposed "East Street Loop." He stated that he possesses a map showing that the area between the two bridges is not a wet land. He also stated according to the Department of Transportation it is not condemned and pedestrian traffic is allowed on the East Street Bridge. Mr. Reeves believes the bridge is safe and reparable and would like the Town Board to work with the committee to restore the bridge. Supervisor Menard suggested the bridge be reevaluated. Councilperson Boulerice stated the town does not own the bridge, it was sold to the Snowmobile club. Mr. Reeves said that according to NYS the town owns the bridge. Supervisor Menard said that he would approach Melissa McManus about writing a grant for revitalization. Mr. Reeves suggested that ownership of the bridge should be taken away from the snowmobile club due to lack of maintenance. There was more discussion regarding the East Street Bridge. Supervisor Menard stated that he will look into the ownership of the bridge.

**Voucher:** The Audited Vouchers to be paid off the Abstracted Vouchers on June 12, 2017 as follows:

General - Townwide -----	(Vouchers 104-135)-----	\$24,383.79
Highway - Townwide-----	(Vouchers 97-114)-----	\$50,144.61
Trust and Agency-----	(Vouchers 57-60)-----	\$13,954.85
Mooers Forks Lights-----	(Voucher 120)-----	\$613.37
Mooers Lights -----	(Voucher 120)-----	\$357.68
Union Cemetery-----	(Voucher 20)-----	\$42.31
Riverside Cemetery-----	(Voucher 19)-----	\$350.00

**Total of Abstracted Vouchers Paid-----\$89,846.61**

**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 7:47 PM.

Respectfully Submitted,

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JESSICA K. BULRISS, TOWN CLERK/TAX COLLECTOR