

**Minutes of the Regular Monthly Meeting of the Town Board of the Town of Mooers held
September 13, 2016 at the Mooers Office Complex commencing at 7:00 PM**

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

Recording Secretary: Jessica K. Bulriss, Town Clerk

Others Present: Kris Gilmore, Highway Superintendent
Jess Dixon, Code Enforcement Officer
Myrtle Hawksby, Beautification Committee
Crystal Bulriss, Town Court

Absent: Mary Myatt, Councilperson

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 August 9, 2016 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 August 9, 2016 Minutes as written. The motion was seconded by Councilperson Perras. The result of the Roll Call was 4 AYES (Councilperson Perras, Councilperson Boulerice, Supervisor Menard, Councilperson LaValley) 0 NOES, therefore Supervisor Menard declared the motion carried and the Minutes accepted as written.

Highway: Highway Superintendent Kris Gilmore stated they have completed paving White Rd. He also stated that they have finished mowing the shoulders of the roads. Superintendent Gilmore informed everyone that the military freight liner was in the parking lot if anyone would like to take a look. Supervisor Menard stated that they are planning to turn it into a plow truck with a sander to save the town some money. He also stated that it is in excellent shape.

Library: Mr. Art Menard, present, stated that the NYSEG has hooked up the power and S&B has almost completed their bid, except for the heating. He stated that the next phase would be to complete the septic and the well. CEO Jess Dixon stated that you cannot have a municipal water supply hooked up to a private residence and therefore will not approve the use of the well. Mr. Menard would like a committee to decide the layout of the well, septic, and parking lot. Mr. Menard said their goal is to be in by November, but a lot of things have to come together first. Councilperson LaValley stated the he believed they will be starting on the heating system next week. CEO Jess Dixon stated that they are required to do three heating zones due to the layout of the building. Mr. Menard stated that because there is a partition they are only required to have one bathroom and they will use the other one for storage. Supervisor Menard asked for committee volunteers to plan the septic, well, and parking lot. Councilperson LaValley and Councilperson Boulerice, and CEO Dixon volunteered. They will meet after the library board meeting at 6:30pm Thursday September 22 at the new library.

Supervisor Menard stated that the town did not receive any bids for the sale of the old library. He also said that he would like to make a proposal to keep the old library and turn it over to the town historian. He said the she has outgrown her office and this building would make her more visible/accessible to residents. Supervisor Menard said that he has been looking into grants to help finish the new library. CEO Jess Dixon stated that we would be handing away a piece of property that is worth a lot more than just \$16,000. CEO Dixon also suggested using the building for JCEO or the Beautification Committee. Councilperson Boulerice asked about the easement. Supervisor Menard replied that it is permanent. He also stated the we should consider Mr. Brad Vassar in this situation, he was good enough to grant the easement. If it is turned into an apartment that would be a lot more water usage. CEO Dixon stated that it could not be more than a one bedroom apartment. This topic has been tabled until next month. Supervisor Menard state that the town received a bill from S&B which the

town will pay the \$10,000 that was promised and the remaining bill will be turned over to Mr. Menard. CEO Dixon asked Superintendent Gilmore if they could bring fill over to the new library as well as crushed stone.

Dog Control: Supervisor Menard asked if anyone from Dog Control would like to address the board. No person was present wishing to address the board at this time. Supervisor Menard read the report for the month of August submitted by Mrs. Kaleigh Mills. The report show 23 calls/complaints. Supervisor Menard also stated that Global Fitness will be having a fundraiser on September 24, 2016 and all proceeds will be donated to the shelter.

Beautification: Mrs. Myrtle Hawksby, present, stated that the Beautification Committee presented a Certificate of Appreciation to Mrs. St. Clair for all she does to take care of the flower pots. Mrs. Crystal Bulriss, present, stated that she was hoping Mrs. St. Clair would be here in person, but knows that she does not want any recognition. Supervisor Menard stated that Mr. Leonard Brean will be coming next week from the Division of Cemeteries to recommend improvements that can be made. He also said that he will ask Mr. Brean about the possibility of doing a memorial.

Tax Assessor: Supervisor Menard asked if anyone from the Assessor's Office would like to address the board. No person was present wishing to address the board at this time.

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 Danny Dumas, present, stated that they have had a total of 74 calls so far this year. He also said that they are in the process of buying a new pumper tanker. The new truck will hold 3,000 gallons of water. They will sell the two trucks in Cannons Corners and replace it with the one from Mooers. He stated that they are also applying for a FEMA grant to replace their outdated extrication equipment. Supervisor Menard stated that he would like to draw attention to all of the work the firemen and the inmates have done. He said that the grounds look great and would like to thank the firemen for all off their hard work. CEO Dixon brought up the vandalism that occurred at the pump house. Supervisor Menard stated that the police were called and a claim has been filed with the town's insurance company. He also stated that they are thinking about installing security cameras.

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.

Court: Supervisor Menard asked if anyone from the Court would like to address the board. No person was present wishing to address the board at this time. Supervisor Menard read the Justice Fund Report for the month of August, 2016. The report showed total receipts of \$8006.00 with 4,516.00 going to the State, \$150.00 going to the County, and \$3,340.00 going to the Town of Mooers.

Code Enforcement Officer: Mr. Jess Dixon read the report for the month of August. The report showed 6 Building Permits, 10 Inspections, and a total of 19 calls. Mr. Dixon informed the Town Board that Theresa Shear-Goodman was sent a certified letter informing her of tonight's meeting, but she is not present. Mr. Dixon stated that this has been an ongoing issue since 2007. She has been issued a total of 9 appearance tickets for violations, two of which are presently in court, and the property has still not been cleaned up. He also stated that the town can enforce the Property Nuisance Abatement Law which gives the town the authority to remedy the situation when the property owner will not and the cost will be added to the property taxes if the owner does not pay. The following resolution was read by Mrs. Jessica Bulriss:

**RESOLUTION BY THE TOWN BOARD OF THE TOWN OF MOOERS DECLARING
THE PREMISES LOCATED AT 16 GARRAND ROAD IN THE TOWN OF MOOERS TO CONSTITUTE A PUBLIC
NUISANCE AND PROVIDING A PERIOD OF TIME FOR PROPERTY OWNER TO ABATE SAID NUISANCE;
AND FOR OTHER PURPOSES.**

Whereas; The condition of such real property constitutes a serious fire and health hazard to the residents of the Town of Mooers, and unless immediate actions are taken to remedy this situation by

removing and abating said nuisance, there is risk to the surrounding properties per Local Law #1-2011 The Property Nuisance Abatement Law of The Town of Mooers.

Whereas; The accumulation of items surrounding the structures at 16 Garrand Road Mooers, NY 12958 has become a public nuisance, and all previous attempts to remedy the situation were unsuccessful.

Be it Hereby Resolved that: The Mooers Town Board declares the real property located at

**16 Garrand Road
Mooers, NY 12958
Tax Map # 45.-1-12.2
Owned by Theresa Shear-Goodman**

to be unsafe, unsightly, dangerous, unsanitary, and a fire hazard, and because of such conditions the Mooers Town Board declares the same to be a public nuisance and is ordered removed by the owner thereof.

Be it Further Resolved that: The owner of the described property is hereby directed to commence abatement of said nuisance within thirty (30) days after the personal delivery of a true copy of this Resolution; and shall be completed within sixty (60) days thereafter, unless for good cause shown such time shall be extended by resolution of The Town Board.

Be it Further Resolved that: If the aforementioned nuisance has not been removed within sixty (60) days after personal delivery of a true copy of this Resolution The Town of Mooers or a duly designated representative shall remove all accumulated items surrounding the structures.

Be it Further Resolved that: All expenses incurred by The Town of Mooers in connection with the correction of said nuisance shall be levied against the property owner.

Be it Further Resolved that: The provisions of the Resolution are hereby declared to be severable and if any section, phrase or provision shall be declared or held invalid, such invalidity shall not affect the remainder of the sections, phrases, or provisions.

Motion: Supervisor Menard

Seconded by: Councilperson Boulерice

Discussion: none

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 #014-2016** is adopted.

DATED: September 13, 2016

CEO Dixon stated that he is waiting for Ms. Amy Lee from the Army Corps of Engineers to get back to him regarding the issue on Barcomb Road. Supervisor Menard said the DEC will only step in if the road is flooded.

Cemeteries: Supervisor Menard stated earlier in the meeting that Mr. Leonard Brean will be coming next week from the Division of Cemeteries to recommend improvements that can be made. He also said that he will ask Mr. Brean about the possibility of doing a memorial.

Old Business:

Old Business 1: Mr. John Labarge, present, informed the board that they have moved on to the next phase, PSS, with the state. They have received several notifications from the Public Service Commission regarding recommendations for the review board. PSS is holding a review board next week, Wednesday at 10:00 am, regarding intervener funding. He also stated that they will hopefully be submitting the application along with all documents this winter, which the town will receive a copy of. Several Studies have been, and are currently being conducted bird, noise, wetlands, geo technical, and archeological. Supervisor Menard informed Mr. Labarge that the town has hired Mr. Gustafson as representation. Mr. Labarge also stated that the previously mentioned donation was not dispersed properly to Altona or Mooers and they are looking at ways to correct it. He said that possibly a donation could be made to the library or the youth commission. Councilperson LaValley asked about a donation to the library. Mr. Labarge responded by saying that the funds will most likely be donated to the town and the town will decide how to allocate the funds. CEO Dixon asked where they stand with the formation of the committee. Supervisor Menard stated that he emailed the list to Mr. Gustafson who in turn forwarded the list to the state. Mr. Labarge said that each town along with the county has the ability to nominate two people. He also said that the public service commission will decide who is on the committee. Supervisor Menard stated that town employees are not eligible to be on the committee. CEO Dixon also asked about the funds set aside to establish our new zoning laws. Mr. Labarge replied that is part of the intervener fund and will discussed at the meeting next week.

Old Business 2: Supervisor Menard stated the in April they passed a resolution to update the phone system. The town received a bid from primelink, there were no other bids. Supervisor Menard made a motion to accept the bid from primelink. The motion was seconded by Councilperson Perras. The result of the roll call was 4 AYES (Councilperson Boulerice, Councilperson Perras, Supervisor Menard, Councilperson LaValley) and 0 NOES. Therefore Supervisor Menard declared the motion carried.

Old Business 3: Supervisor Menard asked Councilperson LaValley and Councilperson Boulerice about contract negotiations with the Highway Department. They replied they had not yet met. Supervisor Menard stressed the need to get it done. Councilperson Boulerice asked if anyone had checked on getting a speaker system for the board room. Supervisor Menard replied that it was difficult to find someone. CEO Dixon stated that he knew of someone that installed speaker systems.

New Business:

New Business 1: Supervisor Menard stated that we have a resolution for the Life Flight. The following resolution was read by Mrs. Jessica Bulriss:

RESOLUTION BY THE TOWN BOARD OF THE TOWN OF MOOERS AUTHORIZING APPROPRIATION OF FUNDS TO NORTH COUNTRY LIFE FLIGHT INC.

Whereas; North Country LIFE FLIGHT, Inc. is a not-for-profit, tax-exempt corporation which is responsible for all aspects of patient care by providing medical equipment, training medical personnel, and administering the medical portion utilizing the New York State Police helicopter based in Saranac Lake and private fixed-wing aviation resources; and

Whereas; The New York State Police aviation resources do not provide a medically trained team or medical equipment for patient transports; and

Whereas; The people of Clinton, Essex, Franklin, Hamilton, and St. Lawrence Counties receive a vital emergency medical service for critically ill and seriously injured patients, and therefore municipal governments are asked to pledge monies for this worthwhile program;

Be it Hereby Resolved that: The Town Board of The Mooers Town Board hereby authorizes the Supervisor to enter into a contract with North Country LIFE FLIGHT, Inc. for the purpose of operating the medical component of the medevac program, which will serve its residents and visitors, and paying the amount of \$200.00 which represents the Town's share for 2017 ; and

Be it Further Resolved that: The sum of \$200.00 is hereby appropriated to Account No. A4989.4 for payment to North Country LIFE FLIGHT, Inc.

Motion: Councilperson Boulerice

Seconded by: Councilperson LaValley

Discussion: none

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

Therefore; Supervisor Menard declared **Resolution #015-2016** is adopted.

New Business 2: Supervisor Menard stated that there was one more resolution. He explained that it involved the speed limit on the Hemmingford Road. The town would like to petition the state to have the speed limit reduced. The following resolution was read by Mrs. Jessica Bulriss:

RESOLUTION BY THE TOWN BOARD OF THE TOWN OF MOOERS TO PETITION THE COUNTY AND STATE AUTHORITIES TO REQUEST A LOWER SPEED LIMIT ON STATE ROUTE 22 ALSO KNOW AS HEMMINGFORD ROAD, MOOERS, NY 12958

WHEREAS, The Town of Mooers Town Board has received complaints from residents regarding the excessive speed of vehicles on State Route 22 also known as Hemmingford Road in the Town of Mooers between the end of the 30 miles per hour zone and the beginning of the 55 miles per hour zone.

BE IT HEREBY RESOLVED THAT, The Town of Mooers Town Board instructs the Town Clerk to have this speed limit reduction request sent to the Clinton County and to State authorities to establish a lower maximum speed on the above mention portion of Hemmingford Road.

Motion: Councilperson Perras

Seconded by: Councilperson Boulerice

Discussion: yes

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

Therefore; Supervisor Menard declared **Resolution #016-2016** is adopted.

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

Public Comment 1: Mr. Michael Reeves, present, stated his concern for the state of the neighborhood. He is Concerned about the condition of the rental properties surrounding his residence, specifically properties owned by Mr. Lester Juhaz. He also wanted to draw attention to the hoarding occurring at 13 East St. He stated that he was assaulted by a renter and the police were called, but nothing was done. He also stated that he would like permission to make two barriers to be put on either side of the East St. bridge to make the area look nicer.

Supervisor Menard addressed the bridge issue first. He said that the bridge has been condemned and is no longer the town's property. He also said that the town has nothing to do with selling the buildings for back taxes. They are auctioned off by the County. CEO Dixon stated that he has issued violations regarding the parking issue. There was more discussion regarding Mr. Reeves' concerns for the town.

Voucher: The Audited Vouchers to be paid off the Abstracted Vouchers on September 13, 2016 as follows:

General - Townwide -----(Vouchers 200-232)-----	\$31,067.08
Highway - Townwide -----(Vouchers 157-176)-----	\$117,707.69
Mooers Forks Lights----- (Voucher 200)-----	\$376.29
Mooers Lights -----(Voucher 200)-----	\$526.95
Trust & Agency -----(Vouchers 26-28)-----	\$12,188.10

Riverside Cemetery-----	(Voucher 14)-----	\$102.75
Union Cemetery-----	(Voucher 14)-----	\$239.00
Total of Abstracted Vouchers Paid-----		\$162,207.86

Adjourn: Supervisor Menard made a motion for the meeting be adjourned. Councilperson Perras seconded the motion. All in favor. Thus, Supervisor Jeff Menard declared the motion carried. Meeting adjourned at 8:18 PM.

Respectfully Submitted,

JESSICA K. BULRISS, TOWN CLERK/TAX COLLECTOR