

Regular meeting of the Mooers Town Board was held on Tuesday August 09,2011 at the Mooers Office Complex Building.

Present: Present for the Board Meeting were Supervisor Rudolph Miller, Councilman Earl Robinson, Councilman Steve Barcomb, Councilman Eugene Bushey, Councilman Gerald LaValley, Highway Superintendent Eugene (Dick) Boulerice and Town Clerk/Tax Collector Shirley A Gadway.

In Attendance: Attending the Meeting were Jackie the Librarian and Susan and Katie Evans Board members for the Library, also in attendance were Dog Control Officer Todd Forette Sr. and Deputy Dog Control Officer Marsha Forette.

Meeting: Supervisor Miller called the meeting to order at 07:00 PM. He then asked Town Clerk/Tax Collector Shirley A Gadway to lead them in the recital of the "Pledge of Allegiance", which she did.

Minutes: The Board Members were asked if they had time to read the Minutes of July 12,2011 which were given to them prior to the meeting. Supervisor Miller asked if they had enough time to read all the minutes and they all said yes. He then asked if there were any omissions or corrections of which there was neither. Councilman Robinson made a motion to accept the minutes as written and Councilman Bushey seconded it. The result of a Roll Call was 5 AYES (Supervisor Miller, Councilman Robinson, Councilman Barcomb, Councilman Bushey and Councilman LaValley) and 0 NOES. Thus, Supervisor Miller declared motion carried.

Library: Susan Evans questioned how the survey on the library was going. She was told the Town hasn't had any contact with Dean Lashway the person in charge of doing the survey. Katie Evans asked if there was a quicker way to get this done and was told a survey is the best way to go. Jackie, the Librarian, told the Board she had a meeting with NYSEG efficiency regarding replacing the lighting. They came in and did an estimate to replace the lighting and there is a Grant that NYSEG picks up 70% of the cost and the Library is responsible for the other 30%. Supervisor Miller told everyone that the Library is appropriated \$9,000.00 every year in the Budget plus the Town pays the Liability Insurance (in the amount of \$698.00). The reason the Town pays the Liability Ins. is because the Town owns the building. The Town is going to move \$22,000.00 into the Library Account to pay for the Handicap Accessible Equipment.

Town Policies: Every Town must have policies to make the Town a safe and pleasant place for people to live and work. After some discussion Councilman Robinson made a motion the following resolution be adopted

BE IT HEREBY RESOLVED THAT THE TOWN OF MOOERS SHALL ABIDE BY ALL TOWN POLICIES SUCH AS INTERNET USAGE POLICY, SEXUAL HARASSMENT POLICY AND WORKPLACE VIOLENCE POLICY. ALSO BE IT HEREBY RESOLVED THAT IF ANYONE BREAKS ANY OF THESE POLICIES AN INCIDENT REPORT SHALL BE DONE IMMEDIATELY AND REPORTED TO PROPER AUTHORITIES

Councilman Barcomb seconded the motion and the result of a Roll Call was 5 AYES (Supervisor Miller, Councilman Robinson, Councilman Barcomb, Councilman Bushey and Councilman LaValley) and 0 NOES. Therefore Supervisor Miller declared **Resolution #34-2011** is adopted.

Disabilities Act: There was a discussion regarding procedures to be followed to comply with the Disabilities Act. Councilman Bushey made a motion the following resolution be adopted

BE IT HEREBY RESOLVED THAT THE TOWN OF MOOERS ABIDE BY THE AMERICAN'S DISABILITY ACT AND FOLLOW THE GRIEVANCE PROCEDURE TO REPORT ANY AND ALL ACTS OF DISCRIMINATION AGAINST A DISABLED PERSON, AS ACTS OF DISCRIMINATION ARE NOT ALLOWED IN THE TOWN OF MOOERS

Councilman Robinson seconded the motion and the result of a Roll Call was 5 AYES (Supervisor Miller, Councilman Robinson, Councilman Barcomb, Councilman Bushey and Councilman LaValley) and 0 NOES. Thus Supervisor Miller declared **Resolution #35-2011** is adopted.

ADA Compliance and Transition Policies: The Board discussed the fact that the Town must do a self-evaluation and identify changes needed and that must be documented. Councilman Barcomb made a motion the following resolution be adopted

BE IT HEREBY RESOLVED THAT THE TOWN OF MOOERS CONTINUE TO DO A SELF-EVALUATION AND IDENTIFY CHANGES NEEDED AND DOCUMENTED ON A REPORT ACCORDING TO PRIORITIES SUCH AS #1 PRIORITY--EXTENSIVE MODIFICATIONS NEEDED, #2 MODERATE PRIORITY---UPGRADES NEEDED AND #3 LOW PRIORITIES---MINIMAL UPGRADES NEEDED

Councilman Robinson seconded the motion and the result of a Roll Call was 5 AYES (Supervisor Miller, Councilman Robinson, Councilman Barcomb, Councilman Bushey and Councilman LaValley) and 0 NOES. Therefore Supervisor Miller declared **Resolution #36-2011** is adopted.

Move Money: From time to time money has to be moved from one place to another to cover expenses. Councilman Robinson made a motion the following resolution be adopted

BE IT HEREBY RESOLVED THAT THE TOWN OF MOOERS MOVE THE FOLLOWING MONEYS

DEBIT-----A599-----\$22,000.00-----APPROPRIATED FUND BALANCE

CREDIT----A7410.4 -----\$22,000.00-----LIBRARY CONTRACTUAL

Councilman Bushey seconded the motion and the result of a Roll Call was 5 AYES (Supervisor Miller, Councilman Robinson, Councilman Barcomb, Councilman Bushey and Councilman LaValley) and 0 NOES. Therefore Supervisor Miller declared **Resolution #37** is adopted.

Dog Control Officer: Dog Control Officer Todd Forette Sr. told the Board that his Kennel was inspected by the Dept. of Agriculture and everything was good. He said he was going to check on Charles Breyette Jr. who keeps avoiding getting his dogs licensed. The dog control report for July 2011 showed the following: On 7/3---the dog picked up on 6/25 was redeemed by owner Jason Barbeau of 422 Blkman Crns. Rd. Mooers Forks---On 7/4---went to 476 Angelville Rd, Mooers to pick up stray Rotti mix dog---On 7/5---picked up stray rotti mix at 386 Clark St. W.Chazy, and Received a call from Ashley Rd. W.Chazy about dog lost, and Recived call from Wright Sample stray Beagle but owner picked up dog before we got there---On 7/6--- Got call from S.Thebert missing dog Rt. 11, and Received call from 809 Hemmingford Rd. about stray (took for shots) and Got call from Nicole Blow about dog lost while hiking---On 7/7--- Received call from J.Samonek/9532 Rt.9 Chazy regarding neighbor's dog attacking her dog while out walking---On 7/8--- Leash Law delivered to Landlord of Mason Corp at 9532 Rt. 9 Chazy---On 7/9---Got call from Philip Miller 177 Miller Rd Regarding dog owned by tennant of Tim LaFountain barking all the time (gave copy of leash law), and Received call from 465 Gero Rd. to pick up stray beagle---picked up brought for rabies vaccination---On 7/11---Beagle was adopted by M. Lafountain 376 Margaret St.,Plattsburgh---On 7/19---Picked up stray puppy found in backhoe bucket at 1066 Cannon Corners Rd Mooers Forks---On 7/21---Got call from T.Haasw of 2423 Rt.11 Mooers about dog running loose in building (gave leash law to owner B.Snell 2423 Rt.11 Apt. 5 Mooers, and brought Rotweiller picked up on 7/4 for rabies vacc. J.Leclair of 265 Rugasr St. Plattsburgh adopted dog from Palmers Clinic, and a stray Boxer was dropped off at shelter (was running on Woods Falls Rd)---On 7/26---Owner of Boxer Jason Reinhart Of 695 Woods Falls Rd. redeemed his dog from shelter on 7/27---On 7/28---Kennel was inspected by inspector from Dept. of Agriculture and everything passed.

U.S Senate: The Town received letter about available grants for historical and cultural benefits. The problem is by the time we get the notices time has passed to be able to apply.

NYS Dept. of Tax and Finance: In correspondence received it shows the established final State equalization rate of 100% for the Municipality. The rate for the Town of Mooers is up 3.74%.

CHIP: The NYS DOT sent paperwork regarding the CHIP payment. They must have the paperwork by August 10,2011 to receive payment of \$140,122.57 September payment.

ATFN News: The Newsletter from the Adirondack Tobacco Free Network showed where retail stores should keep the tobacco products that are for sale (such as under the counter). Their object is to deter teens and adolescents from access to tobacco products.

NYS Public Entities: The Town received documentation of the NYS State Insurance Fund Workers' Compensation loss run from July 1,2006 through June 30,2011. It showed there were 5 claims (comp. incurred \$4949.47), (Med. Incurred \$4252.52), (Comp. paid \$4849.58) and (Med. paid \$3650.48).

Highway: Highway Superintendent Boulerice said they are done paving for this year. He said some of the roads paved were Stone Road, Green Valley Road, Drown Road 0.9 mile and White Road 0.7 miles. Mr. Boulerice also asked Councilman Barcomb about the possibility of putting a larger culvert at the Barcomb place on the Bush Road. Councilman Barcomb said he would ask his uncle about this and get an answer. The topic of possibly purchasing a JD Front End Loader was discussed. Councilman Barcomb made a motion that Highway Superintendent look to see if the State has any for sale and what the State Contract price would be. The motion was seconded by Councilman Robinson and all agreed with no opposition.

Union: Supervisor Miller asked Councilman Robinson how the talks are progressing with the Union. Mr. Robinson said they will have a meeting at 2:30 on Monday, but the employees say they are not ready. Supervisor Miller inquired from Robinson how are they progressing with the handbook. Council Robinson replied it hasn't even been discussed.

Zoning: Supervisor Miller told the board about the meeting he had with the lawyer regarding zoning laws. The lawyer suggest that the Town do a Local Law to adopt the Zoning Law. Supervisor Miller also learned that whoever (Code Enforcement Officer, Zoning Member, Contractor, Property Owner etc.)doesn't follow the zoning laws can be sued in a Civil Action.

Budget: The Supervisor told the Board he has been working on the Budget for 2012.

Vouchers: The audited vouchers to be paid off the abstracted vouchers on August 09,2011 are:

General-Townwide-----	(Vouchers 184 - 197)-----	\$ 14,094.47
Highway-Townwide-----	(Vouchers 143 - 157)-----	138,742.72
Mooers Fire Protection-----	(Vouchers 668 - 678)-----	3,284.43
Mooers Forks Lighting-----	(Voucher 188)-----	348.80
Mooers Lighting-----	(Voucher 188)-----	<u>596.31</u>

Total of abstracted vouchers paid-----\$157,066.73

Adjourn: Councilman Barcomb made a motion to adjourn the Meeting and Councilman Bushey seconded it with the results of a Roll Call to be 5 AYES and 0 NOES. Therefore Supervisor Miller declared Meeting adjourned at 8:25PM.

Respectfully Submitted,

SHIRLEY A GADWAY, TOWN CLERK/TAX COLLECTOR