

A Special and the Regular Town Board Meetings were held on Tuesday September 13,2011 at the Mooers Office Complex.

Present: Present for the 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 Board Meeting were: Dog Control Officer Todd Forette, Deputy Dog Control Officer Marsha Forette, Susan and Katie Evans of the Library Board, Secretary to the Supervisor Carol Payne, the Supervisor's wife Susan Miller, Republican Candidate for Mooers Supervisor Justin Sample, Democratic Candidate for Mooers Supervisor Cory Ross, Democratic Party Chairman Harry Gonyo, Code Enforcement Officer Robert West and Mooers Fire Chief Raymond Phair.

Meeting: Supervisor Miller called the Meeting to order at 6:45 PM, then he asked Town Clerk Shirley Gadway to lead them in the recital of the "Pledge of Allegiance" which she did and has always done.

Public Hearing: A Public hearing was scheduled to be held on September 13, 2011 at the Town Board Meeting at 6:45 by **Resolution #37-2011**.

Local Law #3-2011: Supervisor Miller went over the changes to the Zoning Law amendments piece by piece for all those present for the special meeting. He asked if anyone had any questions and/or comments and Harry Gonyo inquired about the zoning maps, with Supervisor Miller's response we have all the County Maps in the Office which are available for anyone to see. Supervisor Miller also explained that a person can get a 911 number without having a structure on the premises. Again Supervisor Miller asked if anyone had any comments or any suggestions and nobody responded. The last part of Local Law #3-2011 is a short environment assessment form which has to signed. Councilman Bushey made a motion the following resolution be adopted

**BE IT HEREBY RESOLVED THAT THE MOOERS TOWN BOARD GRANT SUPERVISOR RUDOLPH MILLER PERMISSION TO SIGN THE SHORT ENVIRONMENTAL ASSESSMENT FORM, INCLUDED IN LOCAL LAW #3-2011**

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 #39-2011** is adopted.

Supervisor Miller once more asked the audience if anyone had any questions or comments regarding the Zoning Laws and again nobody wished to speak. Thus, Supervisor Miller called for a Roll Call vote which yielded these results:

Councilman Earl Robinson-----NAY

Councilman Steve Barcomb-----AYE

Councilman Eugene Bushey-----AYE

Councilman Gerald LaValley-----NAY

Supervisor Rudolph Miller-----AYE

Result of Roll Call 3AYES and 2 NAYS, thus Supervisor Miller declared **Resolution #38-2011** is adopted.

Minutes: Supervisor Miller asked if the Board Members had read their copy of the August 09,2011 Minutes and they all replied yes. Councilman Robinson made a motion the minutes of August 09,2011 be adopted as written and Councilman Barcomb seconded the motion. 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 motion carried.

Beer License Renewal Request: The Town of Mooers received a Renewal Application for an On-Premis Alcohol Beverage License from Bee-Line Convenience Store, LLC located at 4566 State Route 11 Ellenburgh Depot, New York 12935. Councilman Barcomb made a motion the following resolution be adopted

**BE IT HEREBY RESOLVED THAT THE TOWN OF MOOERS ACCEPT THE ON-PREMIS ALCOHOLIC BEVERAGE LICENSE RENEWAL FROM BEE-LINE CONVENIENCE STORE,LLC, and**

Councilman Robinson seconded the motion and a 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 #40-2011** is adopted.

Library: Susan Evans and Katie Evans from the Library Board inquired about the lifts. Supervisor Miller told them they should get some quotes, but when people come to look at the Library he said Highway Superintendent Boulerville should be there. Katie Evans responded that she would notify Mr. Boulerville before anyone came to give an estimate.

Altona Correctional Facility: Supervisor Miller told the Board that there is word that the State is going to either down size or close the Altona Correctional Facility. He said that Town Clerk, Shirley Gadway, has composed and mailed letters to the Governor, Senators, Representatives, Legislators, Assembly Persons and surrounding Towns stating that this facility should remain as it is because the people incarcerated at this facility do a lot of Community Service for all the Towns around. They clean up before special doings like field days and/or bazaars, they help painting town buildings and they volunteer when Towns are in need like Hurricane Irene, ice storm and/or flooding.

John Deer Wheel Loader: The Highway Department is in need of a Loader. The Town of Mooers received a proposal from Nortrax Inc. for a Wheel Loader in the amount of \$121,626.59. This price includes the following: Base machine (\$212,314.00), Ride Control (\$3,765.00), Full coverage front fenders (\$657.00), Cab with air (\$11,209.00), 3.5 cu. yd. ZBAR Pin on Bucket (\$8,517.00), Engine Block Heater (\$221.00), AM/FM Radio (\$350.00), 24/12 volt converter (\$194.00), Beacon Bracket (\$171.00), Trans side guard (\$421.00), Bottom Grds. (\$1,277.00), License Plate Bracket (\$160.00), Beacon (\$512.00), E Warranty 60 m0 3000hr pth (\$3,149.00) and Discount Factor/customer cost (-\$118,551.35) = \$121,626.59. Councilman Robinson made a motion the following resolution be adopted

**BE IT HEREBY RESOLVED THAT THE TOWN OF MOOERS WILL PURCHASE A WHEEL LOADER FROM NORTRAX, INC. WITH THE ABOVE LISTED ITEMS INCLUDED FOR A TOTAL PURCHASE PRICE OF \$121,626.59**

Councilman LaValley 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 #42-2011** is adopted.

Fire Department: Fire Chief Raymond Phair handed in the report for August 2011 which showed the following: Station #1 had 7 calls and station #2 had 0 calls---incident types were 2--MVA and 17+ calls for rescues and pumpers due to Hurricane---Mutual Aid to was 0---Mutual Aid from was 0---Average Response time was 2 minutes---and Fuel used was 123 gallons gasoline and 104.1 galls of diesel. Fire Chief Phair said he's looking in to security systems with locks and cameras. He has been checking into a grant for this. Mr. Phair said he talked to Police and they don't want access to indoor cameras only outside ones. He was asked about metal detectors at entrance and Mr. Phair told Board that nothing was being done about them.

Dog Control Officer: The DCO Todd Forette handed in his report which showed the following: On 8/3 (received call from 2091 Rt. 11 Mooers to pick up stray) and (Received call from Holly Seguin 182 Recore Rd. W.Chazy wants to look at dogs in kennel for adoption) and (she adopted beagle puppy brought into kennel on 7/19----On 8/5 (Brought Beagle mix and Chihuahua for rabies shot) and (Holly Seguin came and adopted stray from 7/6---- On 8/9 (Received complaint from 540 N.Star Rd. Mooers that neighbor's Daniel Hill 556 N.Star Rd. ---Dog belongs to Daniel Hill 556Rd. ---gave verbal warning)---On 8/13 (Stray Huskey dropped off at shelter---Dog claimed by Angel Dupee 361 Blkman Crns Rd.)---On 8/14 (Received call from Trooper Graves to pick up stray at 5509 Military Turnpike, Ellenburgh Depot)---8/17 (Tenant at 52 Timber Lane dog at neighbor's 59 Timber Lane and dog was attacked---Ticket issued) and (Picked up stray dog at 841 Woods Fall Rd. Mooers Forks)---On 8/18 (Injured stray dog brought to shelter from Old Miner Farm Rd.) and (Called Chazy to see if it was alright to bring dog to vets.) and (Received call from Alley Grimes to redeem dog picked up 8/17)---On 8./19 (Went to 3199 Rt.11 to sort out what happened regarding dog attack---Gave verbal warning and left Schedule A with landlord)---On 8/20 (Received call for L.Fortsch of 8 Eagle Acres Rd., Chazy about neighbor's dogs barking--called Dana Gunn and gave verbal warning)and (Received call from W.Church 7 Eagle Acres about Dunn's dog barking---suggested they start a petition and bring to Town Board) and Got call from 695 Woods Falls Rd. pick up stray)---On 8/21 (Received call from A.Grimes to redeem dog {second offense} dog needs rabies Vacc.---On 8/24 (Stray dropped off at shelter was found in yard at 23 Town Hall Rd.) and (Rusty Dupee called to pick up stray but have to wait until 9/1 before picking up)---On 8/25 (Received call from 519 Fee Rd. to pick up stray)---On 8/27 B. LaVenture 1692 Ridge Rd. Champlain called looking for his dog that strayed from Lazy Days

Camp Site) On 8/29 (A stray brought to shelter fitting description of Bruce LaVenture's dog , he came and redeemed his dog).

DCO Forette told Board he was asked about possibly adding Altona to our area the DCO covers.

Attorney General: The Town received a letter from the Attorney General inquired if anyone in the Town has received any price gouging due to Hurricane Irene. They gave their direct phone number to report any wrong doing by anyone.

Highway Department: Highway Superintendent Boulrice told the Board of the good help the Town receives from the prisoners. Town Clerk Shirley A Gadway said she has mailed out letters to the Governor, Senators, Assembly Persons, etc. telling them they must keep the Altona Correctional Facility open and the inmates provide a lot of community service. As for the Salt Shed, Mr. Boulrice said they are looking into receiving a grant of \$450,000 to \$800,000 to construct a shed. He said the building design permitted has now changed.

Budget: Supervisor Miller and the Board Members went over the Preliminary Budget section by section and the changes were discussed. Supervisor Miller said it makes it difficult to figure out true figures when the Tax Cap figure isn't definite yet. More work has to be done on the Budget.

Vouchers: The audited vouchers to be paid off the Abstracted Vouchers on September 13,2011 are as follows:

General - Townwide-----	(Vouchers 198 - 220)-----	\$ 49,838.95
Highway - Townwide-----	(Vouchers 158 - 175)-----	17,154.20
Mooers Fire Protection-----	(Vouchers 679 - 685)-----	2,334.43
Mooers Forks Lighting-----	(Voucher 212 )-----	362.27
Mooers Lighting-----	(Voucher 212)-----	<u>622.26</u>
<b>Total of Abstracted Vouchers Paid-----</b>		<b>\$ 70,312.11</b>

Adjourn: Councilman Barcomb made a motion the Meeting be adjourned and Councilman Robinson seconded the motion. The result of a Roll Call was 5 AYES and 0 NOES. Thus, Supervisor Miller declared Meeting adjourned at 8:45 PM.

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SHIRLEY A GADWAY, TOWN CLERK

TOWN OF MOOERS