

April 17, 2023, Town of Kingsbury Board Meeting Minutes

The second regular meeting of the Kingsbury Town Board was conducted on April 17, 2023, at 6 Michigan Street, Hudson Falls, NY.

MEMBERS PRESENT: Dana Hogan, Supervisor
Richard Doyle, Councilman
William Haessly, Councilman
James Lindsay, Councilman
Dan Washburn, Councilman

OTHERS PRESENT: Jeffrey Meyer, Town Attorney
Michael Graham, Highway Superintendent
Todd Humiston, Enforcement & Dog Control Officer
Michael LaRose, Highway employee
Tim Havens Sr.
Jane Havens
Dave Havens
Tim Havens Jr.
John Mead, Historian
Chuck Bump
Larry Ball
Michele Chase
Mark & Karen Bailey
Jerry Kearns
Justine Taylor
Joe & Lexi Bombard
Crystal Beebe
Hope Rosati-Frettoloso
Gloria & Michael Cameron
George Devendorf
George Sprague
Charles Doty
Scott Purdy
Blair Vaughn
Cameron Steele

The meeting was called to order by Supervisor Hogan at 6:30 pm and opened for the order of business with the flag salute led by at Councilman Washburn.

A **motion** by Councilman Washburn seconded by Councilman Haessly and carried by a vote of 5 ayes to accept the minutes of the Town Board Meeting April 3, 2023, as submitted by the Town Clerk.

Supervisor Hogan immediately opened the meeting for public comments.

George Devendorf spoke regarding Calamity Jane's gun store robbery and NYS firearm gun safety article/law inquiring who citizens could talk to.

Supervisor Hogan replied this is not a Town matter, asked if he had reached out to the Havens. The Town of Kingsbury has no authority to NYS law. This is not something that the Town of Kingsbury can enforce, confirmed with our Town attorney, Sherriff Murphy, and D.A. Jordan.

There were group discussions regarding and explaining compliance and security within and around Jane's gun store. Other community members and business owners showed favorable support for the Havens. Crime and drugs were discussed, and people feel it's much bigger than just the Hudson Falls area. Working together as a community and taking a proactive approach to crime will make it harder to get drugs.

Councilman Haessly thought the Sheriff was doing a good job solving crimes and law enforcement is responsible to take precautions and they are doing a good job. Individuals sometimes must take precautions.

Councilman Doyle commented the crime moving into the area, but it is not associated with a gun business. We need to leave it to law enforcement to deal with the crime. It behooves us to look at our own situation to be proactive.

Councilman Lindsay added social media has a big community impact about our youth problems.

Supervisor Hogan closed the public comment session of the Board meeting as there were no further comments, took a 5-minute recess.

1. **Historian Report:** John Mead spoke about 3 inquiries he was able to handle, 4 property inquiries he sent to Washington County, 4 genealogy queries which some he could answer, and some were referred to Washington County Historical society. He spoke about the Town Kingsbury 250-year anniversary and working on documents and maps to be displayed. Date to be announced. There was a short group discussion of local history, the large map on a wall in Kingsbury Town Hall and maps can be purchased on eBay.

Supervisor Hogan asked John if he could come in and review stored documents with Cindy Bardin. John will follow up with Cindy.

2. **Acceptance of Increase in Insurance with Amsure:** Supervisor Hogan spoke with Mr. Meager and the actual policy insurance increase for the highway barn would be an increase of approximately \$868.00 a year with a \$5,000.00 deductible.

Supervisor Hogan also spoke on clarification on computer fraud and crime policy, how it relates to cyber insurance policy. He quoted insurance policy limits, cyber activity, ransomware, computer fraud, coverage, premium cost of \$77.00 with a \$1,000.00 deductible instead of \$5,000.00.

A **motion** was made by Councilman Washburn seconded by Councilman Lindsay to accept the insurance increase and sign our insurance policy renewal, carried by a vote of 5 ayes.

3. **Moss Street Cemetery Update:** Supervisor Hogan met with the Union Cemetery Board on April 12, 2023. They have begun the process of having discussions with us assisting administration, maintenance, and lot preparation for the Moss Street Cemetery. They are contacting the NYS Division of Cemeteries for guidance. Supervisor Hogan is working to secure a plot plan from the Moss Street cemetery to provide to the Union Cemetery. There will probably be a fee structure for maintenance that Union cemetery will propose. One of the Union Cemetery Board members is also a member of the Kilmer Funeral Home and familiar with the maintenance needs. There was a short group discussion about which cemetery is which and where located. If the cemetery maintenance is abandoned the maintenance commitments responsibility falls legally onto the Town per state law, verified by Town attorney Jeff Meyer.

4. **Legal Update:** Nothing to Report from Jeff Meyer.

Dog Control Officer Report:

Todd Humiston spoke regarding the need for a resolution for the upcoming dog enumeration fee, in June 2023, so he could work on getting flyers produced and sent out. By law, the board must choose the fee to be charged to license their dog by the end of the enumeration period. Todd recommended a \$50.00 fee.

A **motion** was made by Councilman Doyle and seconded by Councilman Haessly to set the upcoming enumeration fee at \$50.00, carried by a vote of 5 ayes.

Comptroller Report:

Supervisor Hogan spoke for Rebecca on the continuation of work on the Water Line Extension, State Route 32. NYS Department of Transportation permit needs to be signed by the Town. There was a group discussion about the cost, estimated work, value, insurance, pipes in the ground and within the right-of-way.

A **motion** was made by Councilman Washburn and seconded by Councilman Doyle to sign and approve the Highway work permit from the State of New York Department of Transportation, carried by a vote of 5 ayes.

See attachment A (signed Highway work permit)

Highway Superintendent Report:

Michael Graham told the Town board that we saved costs this year by going to a new street sweeper and is scheduled to begin the week of May 8, 2023, a few weeks later than usual.

Written Reports:

Supervisor Hogan spoke advised the written reports were previously distributed by Cindy Bardin, on April 13th, to all board members and asked for a motion to accept those reports.

A **motion** was made to accept the written reports by Councilman Doyle and seconded by Councilman Haessly, carried by a vote of 5 ayes.

Code Enforcement Officer: No. Permits 5; Fire Inspections 4; Total Fees \$780.00.

Dog Control Officer: Seizures 4; Tickets 4; Verbal Warning 2

Town Clerk: Paid to Encon \$4.72 Paid to Supervisor \$3,526.46; Paid to the Village of Hudson Falls \$140.00; Paid to Ag & Markets for Population Control \$123.00; Department of Health \$90.00.

Town Comptroller: Receipts \$44,595.80; Disbursements \$198,306.18.

There being no further business before the Board a **motion** by Councilman Lindsay seconded by Councilman Washburn, carried by a vote of 5 ayes to adjourn the meeting at 7:35 pm.

Respectfully submitted,

Irene Weizenhofer

Deputy Town Clerk

Attachment A (Highway Work Permit, signed)



2283_001.pdf

STATE OF NEW YORK DEPARTMENT OF TRANSPORTATION
HIGHWAY WORK PERMIT APPLICATION FOR UTILITY WORK

Application is hereby made for a highway work permit:

Name Town of Kingsbury
Address 6 Michigan Street
City Hudson Falls State NY Zip 12839
Applicant Phone (518) 747-2188
Applicant Email Address

For Joint application, name and address of Applicant 2 below:

Name Bellamy Construction Company, Inc.
Address 6684 Amsterdam Road
City Scotia State NY Zip 12302
Applicant 2 Phone (518) 214-4082
Applicant 2 Email Address stephanie@bellamys.com

Emergency Contact Brian Bellamy
Emergency Phone (518) 365-5348

RETURN PERMIT TO: (if different from Permittee)

Name Bellamy Construction Company, Inc.
Address 6684 Amsterdam Road
City Scotia State NY Zip 12302

RETURN DEPOSIT/BOND TO: (if different from Permittee)

Name Bellamy Construction Company, Inc.
Address 6684 Amsterdam Road
City Scotia State NY Zip 12302

DESCRIPTION OF PROPOSED WORK:

Burgoyne Avenue Water Main Extension

Estimated cost of work being performed in highway right-of-way: \$ 50,000.00

Anticipated duration of work: From 5/1/23 to 9/1/23 (applies to the operations indicated on the reverse side)

WILL OVERHEAD OR UNDERGROUND (5'+) OPERATIONS BE INVOLVED IN THE PROPOSED WORK? YES [checked] NO []

ATTACHED: Plans [] Specifications []

LOCATION: State Route: 32 Located Between Reference Markers 32 1807 1014 and 32 1807 1016

City/Town/Village of Kingsbury County of Washington

SEQR REVIEW (select one)

[] Type II [checked] Type I [] Unlisted LEAD AGENCY: Town of Kingsbury DATE OF DETERMINATION: 8/10/21

Insurance (check one): [checked] General Liability Insurance [] Undertaking

NOTE: PERMIT IS ISSUED CONTINGENT UPON ALL LOCAL REQUIREMENTS BEING SATISFIED

ACKNOWLEDGMENT: ON BEHALF OF THE APPLICANT, I HEREBY REQUEST A HIGHWAY WORK PERMIT, AND DO ACKNOWLEDGE AND AGREE TO THE RESPONSIBILITIES OF PERMITTEE AND THE OTHER OBLIGATIONS SET FORTH IN THIS PERMIT AND WARRANT COMPLIANCE THEREWITH.

Applicant Signature [Signature]
Applicant 2 Signature Stephanie Bugaj

Date 4/17/23
Date 4/14/23

Approval recommended by Resident Engineer Res No Date
Approved by Regional Traffic Engineer Reg No Date