

The first regular meeting of the Kingsbury Town Board was conducted on December 3, 2018 at the Kingsbury Town Hall at 6 Michigan Street, Hudson Falls.

MEMBERS PRESENT: Dana Hogan, Supervisor
Richard Doyle, Councilman
Henry Freebern, Councilman
William Haessly, Councilman
Dan Washburn, Councilman

OTHERS PRESENT: Michael Graham, Highway Superintendent
Todd Humiston, Dog Control Officer
Jeffrey Meyer, Town Attorney joined the meeting as Town Counsel
At 6:15 PM
Julianna Wei, NYSERDA
Kendra Kostek, NYSERDA

The meeting was called to order at 6 p.m. by Supervisor Hogan and opened for the order of business with the Flag Salute led by Councilman Washburn.

Supervisor Hogan opened the meeting requesting a moment of silence in honor of the passing of President George W. Bush and State Trooper Jeremy VanNostrand.

The minutes of the November 19, 2018 Town Board Meeting were accepted as submitted by the Town Clerk on a **motion** by Councilman Haessly seconded by Councilman Doyle and carried by a vote of 5 ayes.

Supervisor Hogan stated one request for proposals for legal services was received at 9:36 a.m. on December 3, 2018 from Meyer & Fuller, PLLC. Supervisor Hogan read the correspondence that was included with the proposal. A **motion** by Councilman Freebern seconded by Councilman Doyle and carried by a vote of 5 ayes to accept the proposal for legal services from Meyer & Fuller, PLLC.

Dave Perkins stated the NYS Canal Corporation was looking for an acknowledgement from the Town Board that they understand the snowmobile trail would be running along Tow Path Road which is under Canal Corp. jurisdiction. A discussion followed. A **motion** by Councilman Freebern seconded by Councilman Washburn and carried by 5 ayes for the Town Board to acknowledge they understand the snowmobile trail will be running along the shoulder of Tow Path Road for 600 feet; the Tow Path Road is under Canal Corporation jurisdiction but maintained by the Town of Kingsbury. Previously at the November 5, 2018 Town Board meeting, the Town Board acknowledged that the trail will be running 200 feet on the shoulder of New Swamp Road.

Kendra Kostek and Julianna Wei of New York State Energy Research and Development Authority (NYSERDA) presented the New York Solar Guidebook for Local Governments to the Board. The guidebook is a tool to help local governments understand and streamline the solar permitting and inspection process to ensure efficiency, transparency and safety. Ms. Kostek also did a slide presentation which gave an overview of resources for local governments to manage solar projects. A discussion followed with questions from the Board. Councilman Doyle stated he was interested in development of a solar farm at the former landfill site located on Burgoyne Avenue. Supervisor Hogan asked if NYSERDA had any influence over the governor's office or legislative leaders on solar matters. Ms. Kostek

<http://www.kingsburyny.gov>

responded they had none at all. Ms. Wei explained they do work for the governor's office and work in close co-ordination but have no influence in solar matters. The Board requested a hosting capacity map which will indicate appropriate sites for solar farms in the Town; the former landfill on Burgoyne Avenue and a small portion of the Town Highway Garage located on Vaughn Road are of interest to the Board for the development of solar energy structures.

TOWN CLERK REPORT:

Town Clerk distributed copies of a tentative Board Meeting schedule for 2019 to the Board. Town Clerk had attended a workshop for Laserfische training at the Washington County Municipal Center.

DOG CONTROL REPORT:

Todd Humiston reported that payment due to the Town since 2014 had been paid in full by Tiffany Macero in the amount of approximately \$600.00.

Humiston reported a resident turned in their own dog as a stray, which is a criminal offense; they have signed a statement that they understand that filing a false claim is a criminal offense. They have set up a payment plan for \$200.00 for fees incurred for the dog turned over to Todd with the understanding charges will be pressed if payment is not made each month.

Judge Keenan has recused himself in a dangerous dog case which the owner of the dog is in violation of a court order issued in 2014.

The coloring books ordered for the Dog Safety Program have arrived from a local vendor. The cost was approximately \$175.00 (15%) less than last year, with the price of the books being less and there were no shipping charges due to the proximity of the vendor.

HIGHWAY SUPERINTENDENT REPORT:

Michael Graham would like to upgrade the paver; he can purchase a used one that is 10 years newer for \$6,000.00. He would like to keep the old one until spring to get a better price, as no one is using a paver at this time. A **motion** by Councilman Freebern seconded by Councilman Washburn and carried by a vote of 5 ayes for the Town to purchase a used paver.

Michael Graham would like to go out for RFQ's for professional service for professional engineering services. There is grant money with Bridge NY in the amount of \$262 million dollars; it is a program similar to the CHIPS program, PAVE NY. The municipality will hire an engineering service, they will do the preliminary work, take pictures, complete the grant application and if the Town does not receive the grant there is no charge for the work the engineers completed; if the grant is received, they would oversee the project from start to finish and get paid. If the grant is received, he would like to raise a portion of Dean Road near a steel culvert and box culvert. A **motion** by Councilman Freebern seconded by Councilman Haessly and carried by a vote of 5 ayes for the Town to seek proposals from qualified engineering firms.

Michael Graham would like to go out to bid for propane for the Highway Garage. A motion by Councilman Washburn seconded by Councilman Haessly and carried by a vote of 5 ayes for the Town to advertise for bids for the furnishing and delivery of propane to 437 Vaughn Road.

The Board discussed installing motion lights in the parking lot located near the Town Court entrance. A motion light will be installed making sure the lighting is downcast.

Superintendent Graham provided information on Christmas lights for the Town to be purchased after Christmas when there is a reduction in the price.

COUNCILMAN REPORT:

Councilman Washburn reported recently the Town and the Town of Fort Edward had sought RFQ's for the expansion of the Washington County Sewer District. After interviewing the RFQ's received two firms were considered with one suggesting they may be able to add the RFQ to a grant that is currently being used. Multiple meetings have occurred with the Town of Fort Edward expressing they may not be able to afford this due to the cuts they must make. If the Town were to proceed by themselves the quote from Barton & Loguidice was \$8,850.00 and the quote from Chazen was \$4,917.00. After discussion Supervisor Hogan will meet with the Comptroller to see if funds can be appropriated for the Town to proceed on their own.

SUPERVISOR REPORT:

Supervisor Hogan reported there was an article that was published in the Post-Star with inaccuracies that the Board should be aware of. The Post Star stated that Kingsbury Supervisor Dana Hogan suggested not buying International trucks saying Town crews were consistently finding quality issues including cracked frames. Supervisor Hogan stated that is absolutely not true and requested a correction be made. He also did not say maintenance is an issue and stainless steel bodies will still rust. Supervisor Hogan stated our Town fleet is safe. Supervisor Hogan received an invitation to the inauguration of Assemblywoman Carrie Woener on Tuesday December 18, 2018 with all Town officials being invited.

A **motion** by Councilman Freebern seconded by Councilman Doyle and carried by a vote of 5 ayes to accept the reports of certain officer for the month of as follows:

Dog Control Officer: Complaints/Calls 32; Seizures 5: Unlicensed Dogs 2; Mileage 569 with 93 charged to Fort Edward & 188 charged to Fort Ann
Town Clerk: Paid to EnCon \$617.96; Paid to Supervisor \$2,612.90; Paid to the Village of Hudson Falls \$220.00; Paid to Ag & Markets for Population Control \$99.00

A **motion** by Councilman Doyle seconded by Councilman Freebern and carried by a vote of 5 ayes to enter into an executive session at 8:02 pm to discuss legal matters pertaining to the Town.

A **motion** by Councilman Washburn seconded by Councilman Haessly and carried by a vote of 5 ayes to exit the executive session at 9:05 pm.

There being no further business before the Board a **motion** by Councilman Freebern seconded by Councilman Doyle and carried by a vote of 5 ayes to adjourn the meeting at 9:05 pm.

Respectfully submitted,

Cynthia A. Bardin, Town Clerk