

The second regular meeting of the Kingsbury Town Board was held on Monday January 26, 2015 at 7 p.m. at the Kingsbury Town Hall, 210 Main Street, Hudson Falls.

MEMBERS PRESENT: James T. Lindsay, Supervisor
 Paul Bromley, Councilman
 Henry Freebern, Councilman
 Richard Doyle, Councilman
 William Collins, Councilman

ALSO PRESENT: Jeffrey Meyer, Attorney for the Town
 Michael Graham, Superintendent of Highways
 John Murphy, Blair Supply
 Keith Elms, Barnstormer's Snowmobile Club

The meeting was called to order by Supervisor Lindsay at 7 p.m. and opened for the order of business with the Flag Salute led by Councilman Collins.

The minutes of the Organizational Meeting held on January 6, 2015 were accepted as submitted.

Supervisor Lindsay introduced John Murphy of Blair Supply. Mr. Murphy gave a presentation on new water meters and water meter reading devices. The Town of Kingsbury needs to eventually replace and upgrade the existing water meters. Superintendent of Highways Michael Graham commented the Town tries to budget to replace 100 water meters each year. Mr. Murphy suggested that anyone could go to the Badger website and view the Beacon Cellular Water Meter System and the Eye on Water app for end users. Mr. Murphy also commented that there is a grant available from New York State, indicating that Mike Fiorillo, the Village DPW Superintendent, has the information about the grant. The Town Board will make a decision about the purchase at a later time.

Superintendent of Highways Michael Graham reported that his staff is working on the airlines in the Highway Garage in between the storms. Graham also reported that he had received a delivery of salt and they are working on storing it.

Supervisor Lindsay reported that Anthony Marro of East Side had contacted him on January 20, 2015 to report he is not ready to complete his application for the renewal of a junk yard license. The Town Board had decided that if the application was not complete by January 21, 2015 they would obtain a quote to conduct a Phase I and Phase II at East Side Metals & Recycling. Anthony Marro of East Side has been working with the Workman's Compensation issue. On Friday January 30, 2015 Marro will be paying a fine of \$31,000.00 to Workman's Compensation. Marro missed the January 21, 2015 deadline to file a complete renewal application and requested an extension to February 9, 2015. At that time he will attend the Town Board Meeting with all the necessary documents for a complete renewal application. Supervisor Lindsay told Marro that it would be a decision of the Town Board would make at the regular Town Board meeting on January 26, 2015.

Supervisor Lindsay reported to the Board his conversation with Marro of Eastside. Councilman Bromley responded "No, we have heard his story time and time again. This is not the kind of business we want in town."

Councilman Freebern commented "It's been that way all the time, I am kind of done with it, I agree with Paul. I think we've been fair, very fair."

After discussion a **motion** by Councilman Bromley seconded by Councilman Freebern and carried by a vote of 5 ayes to obtain a quote to conduct a Phase I & Phase II at East Side Metals & Recycling.

A **motion** by Councilman Freebern seconded by Councilman Bromley and carried by a vote of 5 ayes for Supervisor Lindsay to sign an agreement with the Town of Fort Edward to share the services of Dog Control Officer Todd Humiston. Humiston will use the Town of Kingsbury vehicle and equipment. Fort Edward will pay the Town of Kingsbury the federal rate for mileage, which is \$.575 per mile.

**TOWN BOARD OF THE TOWN OF KINGSBURY
COUNTY OF WASHINGTON, STATE OF NEW YORK**

Resolution No. 1 of 2015
Adopted January 26,2015

Introduced by **Councilman Freebern**
who moved its adoption

Seconded by **Councilman Bromley**

**RESOLUTION APPROVING INTERMUNICIPAL AGREEMENT WITH TOWN OF
KINGSBURY TO SHARE EQUIPMENT FOR DOG CONTROL PURPOSES**

WHEREAS, the Town of Kingsbury and the Town of Fort Edward have appointed the same Dog Control Officer, i.e., Todd Humiston, for their respective municipalities; and

WHEREAS, to perform the duties of Dog Control Officer the Officer needs certain equipment, namely a vehicle to transport animals during the course of his employment with the respective municipalities; and

WHEREAS, The Town of Kingsbury has a White Cargo Van that the Officer currently uses during his course of employment to provide Dog Control Services to the Town of Kingsbury; and

WHEREAS, the Town of Kingsbury desires to enter in to an Intermunicipal Agreement, with the Town of Fort Edward for the sharing of such equipment to be used by both municipalities based on the terms and conditions outlined in such agreement; and

WHEREAS, an Intermunicipal Agreement has been prepared by the Town Attorney and has been previously signed by the Town Supervisor of the Town of Fort Edward and forwarded to the Town of Kingsbury for their consideration.

NOW THEREFORE BE IT RESOLVED by the Town Board of the Town of Kingsbury that the Town Board does hereby authorize the Supervisor Lindsay to enter in to an Intermunicipal

Agreement with the Town of Fort Edward for shared services pertaining to equipment relating to the Dog Control Officer, namely sharing of the Van and related equipment; and be it further

RESOLVED that this resolution shall take effect immediately.

	<u>AYES</u>	<u>NAYES</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
James T. Lindsay, Supervisor	aye			
Paul Bromley, Councilman	aye			
William Collins, Councilman	aye			
Richard Doyle, Councilman	aye			
Henry Freebern, Councilman	aye			

{Seal}

Cynthia A. Bardin, Town Clerk
Town of Kingsbury

Keith Elms, the Trailmaster of the Barnstormers Snowmobile Club reported that the club has a trail near Ginny Rae’s, a diner located on Dix Avenue. Ginny Rae’s is a big supporter of the snowmobile club and the club would like to support them as much as possible. When the Dix Avenue property, now owned by the Town is purchased by Rich Schermerhorn, the Barnstormers are looking for the support of the Town Board to keep a trail open to Ginny Rae’s for the Barnstormers. The Town Board is willing to support the Barnstormers. Supervisor Lindsay told Keith Elms that Rich Schermerhorn will be present at a Planning Board Meeting on Wednesday February 18, 2015 and suggested that he attend.

Supervisor Lindsay reported that the Town Hall does not have a custodian at this time. After discussion a **motion** by Councilman Freebern seconded by Councilman Collins and carried by a vote of 5 ayes to advertise for a new custodian.

Supervisor Lindsay reported that Councilman Bromley has some plans for the renovation of the new Town Hall. He also reported that an executive session will be necessary to discuss the purchase contract of 210 Main Street with the Hudson River Music Hall. Attorney Meyer would also like to discuss the status litigation with Wheelabrator.

A **motion** by Councilman Freebern seconded by Councilman Collins and carried by a vote of 5 ayes to accept the following budget transfers:

BUDGET TRANSFER FOR DECEMBER 2014

FROM: CENTRAL DATA PROCESSING 1.1680.4 1032.00

TO: TAXES & ASSESSMENTS ON PROPERTY 1.1950.4 1032.00

TAXES PRO RATION AT CLOSING OF 6 MICHIGAN ST.

A **motion** by Councilman Bromley seconded by Councilman Freebern to accept the following budget transfers:

BUDGET TRANSFER FOR JANUARY 2015

FROM: CONTINGENT ACCT 1.1990.4 65.00

TO: BUS OPERATIONS 1.5630.4 65.00

A **motion** by Councilman Freebern seconded by Councilman Collins and carried by a vote of 5 ayes to accept the following budget transfer:

FROM: CONTINGENT ACCT. 1.19900.4 1340.00

TO: TAXES & ASSESSMENTS ON PROPERTY 1340.00

2015 TOWN & COUNTY TAXES ON 6 MICHIGAN STREET.

A **motion** by Councilman Doyle seconded by Councilman Freebern carried by a vote of 5 ayes giving permission to Comptroller Mary Ordway to attend school in Albany for three days.

LEGAL UPDATE:

A **motion** by Councilman Freebern seconded by Councilman Collins and carried by a vote of 5 ayes to accept written reports by certain officers for the month of December 2014:

Code Enforcement Officer: No. Permits 3; Total Fees \$140.00

Dog Control Officer: Complaints/Calls 22; Seizures 3; Unlicensed Dogs 4; Bites Investigated 2; Dangerous Dogs 1; Mileage 100

Town Clerk: Paid to Supervisor: \$1,547.98; Paid to NYS Dept. of Health \$135.00; State Share of Bingo \$450.00; State Share of Games of Chance \$30.00; Paid to the Village of Hudson Falls \$266.00; Paid to Ag & Markets for Population Control \$61.00

Town Comptroller: The following figures are tentative: Receipts \$196,379.21
Disbursements \$565,026.26

Town Justice: Fees Collected: \$4,136.00

Councilman Bromley presented plans and quotes from Highlander Engineering Services PLLC for the renovation and court expansion of the new Town Hall at 6 Michigan Street. A discussion followed.

A **motion** by Councilman Freebern seconded by Councilman Collins and carried by a vote of 5 ayes to enter into executive session at 8:05 p.m.

A **motion** by Councilman Bromley seconded by Councilman Doyle and carried by a vote of 5 ayes to enter back into regular session at 9:30 p.m.

A **motion** by Councilman Freebern seconded by Councilman Collins and carried by a vote of 5 ayes authorizing Supervisor Lindsay to sign a proposal with Highlander Engineering Services PLLC for the Town of Kingsbury Town Hall Renovation & Court Expansion in the amount of \$24,800.00.

A **motion** by Councilman Freebern seconded by Councilman Collins and carried by a vote of 5 ayes to adjourn the meeting at 9:35 p.m.

Respectfully submitted,

Cynthia A. Bardin, Town Clerk

<http://www.kingsburyny.gov>