

The second regular meeting of the Kingsbury Town Board was held at 7 p.m. on March 24, 2014 at the new Highway Department Garage, 437 Vaughn Road Hudson Falls, NY.

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

ALSO PRESENT: Ross Cortese, Code Enforcement Officer  
Michael Graham, Superintendent of Highways  
Jeffrey Meyer, Town Attorney  
Max McDonnell, Senior Center Director

The meeting was called to order by Supervisor Lindsay at 7 p.m. and opened for order of business with the Flag Salute led by Councilman Bromley. The meeting was held in the new Town Highway Garage to enable all board members a chance to tour the new facility.

At 7:05 p.m. the Town Clerk was instructed to read the Notice to Bidders for the 2014 tandem axle cab and chassis truck. Two bids were received and opened by Supervisor Lindsay and are as follows:

Delurey Sales - \$106,985.00

NY Truck & Equipment - \$103,659.00

Superintendent of Highways, Michael Graham and Councilman Bromley will review the bids and the bid will be awarded at the Town Board meeting on April 14, 2014 at 7 p.m. at the Kingsbury Town Hall.

A **motion** was made by Councilman Freebern, seconded by Councilman Collins, carried by 5 ayes to accept the minutes of the March 10, 2014 meeting.

Senior Center Director, Max McDonnell spoke and gave an update on the Senior Center. Their goal is to introduce new and interesting ways for the seniors in our community to stay independent in a modern, unique setting. They strive for the seniors to live the best life possible. They are located at 78 Oak Street and can be contacted at 747-9352 or at their website [www.seniorcenterkfe.com](http://www.seniorcenterkfe.com). Their agency over view includes: socialization, transportation, cultural enrichment, physical fitness, nutrition education, health information and community interaction. The hours for the senior center are Monday thru Friday 8:30 a.m. – 1:30 p.m, with lunch being served at 12 noon. Transportation is also available. Max McDonnell thanked the Town Board for their support.

#### LEGAL UPDATE:

Town Attorney, Jeffrey Meyer reported that the sale of the Dix Avenue property is continuing to progress as the county sewer issues are further researched. Attorney Meyer sees a resolution in the near future.

Supervisor Lindsay spoke about the remaining issues in the amendments to the Town's Local Law. A discussion followed with the Town Board members, Attorney Meyer and Code Enforcement Cortese about hobby farms. A discussion followed about pre-existing junk yards and cell towers, it was decided to continue at the next Town Board meeting.

Supervisor Lindsay read a letter addressed to the board from Assessor, Colleen Adamec, in reference to the "Gold Star Parent". Recently William and Beverly Osborn had applied for this exemption. We need to adopt a local law to include a Gold Star Parent, our current Local Law does not include them. It is too late for the 2014 roll, but the Osborn's would like us to consider adopting it for 2015. Supervisor Lindsay asked the Town Board to review the Veteran's Exemption brochure, Real Property Tax Law 458-a, and the Town Local Law 458-a and discuss at the April 14, 2014 Town Board meeting.

Attorney, Stefanie DiLallo Bitter representing Anthony Marro of Northeast Metal Recyclers, Inc. submitted to Town Board members a renewal application to operate a junkyard. Mr. Marro and his partners are the proposed new tenants for the current East Side Auto facility on 2323 State Route 149 in the Town of Kingsbury. Northeast Metal Recyclers, Inc. would like to operate a junkyard and scrap processing, as soon as April 1, 2014. The Town Board would like some time to learn more about the newly formed corporation. After discussion a **motion** was made by Councilman Doyle, seconded by Councilman Collins carried by a vote of 5 ayes to extend the current junkyard license for 30 days.

Assessor, Colleen Adamec reported to Supervisor Lindsay that 35 Town residents did not apply for the STAR exemption.

Town Clerk, Cynthia Bardin reported that the 2014 Town/County tax collection will close on Monday, March 31, 2014. She reported that more than a million dollars is due at this time. A discussion was had about the upcoming 2014-15 Hudson Falls School Tax collection. More discussion is necessary before a final decision is made as to whether the Town Office will continue to collect the school taxes.

A **motion** was made by Councilman Doyle, seconded by Councilman Freebern, carried by a vote of 5 ayes, giving Comptroller Mary Ordway permission to attend Finance School in May 2014 at the cost of \$200.00.

Superintendent of Highways, Michael Graham reported on the progress of the new Highway Garage. It is very close to being completed and the staff has been moving equipment, in between the storms we have had. By mid or the end of April the move will be complete. Graham also reported that with the winter conditions he has used twice the amount of sand and salt as compared to last year and there were approximately 150 hours of overtime paid to Town Highway employees. He also reported there is no news on the delivery of the new pick-up truck.

Councilman Doyle has a meeting with the Strand Revival Committee on Thursday, March 27, 2014. Councilman Doyle requested an executive session to discuss potential personal changes with the possible move of some of the Town offices to the Village Hall.

Councilman Bromley reported the highway garage is complete except for some work to be done by Munter in the spring, all other contractors are 100% complete. He also reported that we came in on the budget.

Councilman Freebern asked at what point we should put the current Highway Garage on the market to sell. A discussion followed. All existing structures will remain on the property. Currently the Town of Kingsbury Re-use Center is located on the Highway Garage property and they would have to re-locate when the property is sold. The discussion will continue at a future meeting.

Supervisor Lindsay reported that water meters will be read in the Warren/Washington Industrial Park and that a welcome letter was sent to the new customers. The letter contained information about the rates charged and explained the billing cycle. Supervisor Lindsay stated that our water rates are the cheapest in the area. The system is old, therefore an increase may be necessary in the future to maintain the current system. Some of the businesses in the Industrial Park do not like the idea of us going in to read the water meter. Water Superintendent, James Chase is going to research pricing a device to read meters from the truck.. The prices range from \$4,300.00 for used to \$10,000 for new. It is possible we may work with the Village of Hudson Falls in the purchase of a reader.

Supervisor Lindsay also received a franchise letter from the cable company. Time Warner will no longer provide the service, Com Cast will be the new provider.

Supervisor Lindsay met with Village Mayor John Barton. The fence and building at Derby Park are in need of repairs. In the Municipal Agreement between the town and village the town is responsible only for normal wear and tear. The Town does use the park and should help with the repairs.

Supervisor Lindsay also reported that we received satisfactory results from the state inspection with Dog Control Officer, Frank Diamond and Dr. Keller of Countryside Veterinarian Hospital.

Supervisor Lindsay and Town Attorney Jeffrey Meyer attended a public hearing on March 18, 2014 in regard to the Kingsbury Landfill Site. The New York State Department of Environmental Conservation conducted an assessment of what has occurred at the site in the last 30 years. It was determined that no further remediation is necessary at this time.

**WRITTEN REPORTS:**

On a **motion** by Councilman Freebern, seconded by Councilman Collins, carried by a vote of 5 ayes to accept reports from certain Town Officers for the month of February as follows:

Code Enforcement Officer:	No. Permits 2; Total Fees: \$65.00
Town Clerk:	Paid to EnCon; \$94.48; Paid to NYS Dept. Of Health: \$22.50; Paid to Village of Hudson Falls: \$102.00; Paid to Ag & Markets for Population Control: \$104.00
Town Comptroller:	Receipts: \$45,227.11; Disbursements: \$145,011.86
Town Justice:	Fees Collected: \$9,285.25

#### PUBLIC COMMENTS:

Jane Havens chairperson for the Strand Revival Committee, gave an update on the Strand Revival Committee. She also requested that she be put on the agenda for the second meeting of each month of the Kingsbury Town Board. Jane reported the committee had met on March 13, 2014 at the Village Hall. The first half of the meeting was spent discussing re-locating the town offices and the second half discussing events to bring awareness and support of the Strand. An event is being planned on May 3, 2014, at the Hudson Falls High School, the same time as the "Raise the Roof for Grace Park" event. Plans are also being made for the committee to march in the Memorial Day parade. Chairperson Havens read the minutes from the meeting held on March 13, 2014. She also read a press release she had composed and sent to the Post-Star titled "The Coolest Spot in Town". A discussion followed about similar projects of the revival of other theaters in the area and across the country.

Chairperson Havens also requested that she be able to visit the Kingsbury Town Hall to look at memorabilia from the Strand Theatre.

Tim Havens asked the Town Board to address 2 issues:

On County Route 41 water runs from a resident's driveway across both lanes creating a danger when the temperatures drop.

State DOT must be contacted in regard to a problem on Burgoyne Avenue at the former East Side Auto facility. The melt-off of snow from the scale runs down into the road creating a sheet of ice on the road.

Supervisor Lindsay reported on what is going on with the County as follows:

The sale of Pleasant Valley Infirmary is complete and things are going well. The county still owns 80 acres near the infirmary, which they will put up for sale. There is also a cemetery from the early 1800's which the county will not sell. There is also a Community Garden that is run by The Alternative Sentencing Program, which will be maintained by the County.

The DPW Superintendent, Dick Wilson has been ill. Scott Tracey and Jimmy Hogan are running the department at this time.

**Motion** made by Councilman Bromley, seconded by Councilman Doyle carried by a vote of 5 ayes to go into executive session at 8:45 p.m.

There being no further business to be conducted by the Town Board a **motion** by Councilman Freebern, seconded by Councilman Doyle, carried by a vote of 5 ayes to adjourn the meeting at 9:20 p.m.

Respectfully submitted,

Cynthia A. Bardin, Town Clerk

<http://www.kingsburyny.gov/>