

The first regular meeting of the Kingsbury Town Board was conducted on July 15, 2019 at the Kingsbury Town Hall at 6 Michigan Street, Hudson Falls.

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

OTHERS PRESENT: Mary-Ellen Stockwell, Town Attorney
Rebecca Pomainville, Town Comptroller
Mary Ordway, Retired Town Comptroller
Ruben & Danna Ellsworth, Jenkinville Sand & Gravel
Ken Spaulding, Town Resident
Jeffrey Zapperi, Town Resident
Jane Havens, Candidate for Kingsbury Town Board Council

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

The minutes of the June 3rd and June 17th, 2019 were accepted as submitted by the Town Clerk with a **motion** by Councilman Freebern seconded by Councilman Washburn and carried by a vote of 5 ayes.

Supervisor Hogan thanked retired Town Comptroller Mary Ordway for attending the meeting and issued the following:

PROCLAMATION FROM THE TOWN OF KINGSBURY
IN RECOGNITION OF MARY ORDWAY
FOR HER DEDICATED SERVICE TO
THE TOWN OF KINGSBURY

**Whereas, Mary Ordway has served the Town of Kingsbury since 1990 in the
Position of Town Comptroller, and**

Whereas, Mary Ordway has retired from her position as of June 28, 2019, and

**Whereas, Mary Ordway devoted twenty-nine and a half years to our community
with an enormous capacity for hard work, and**

**Whereas, her years of service have been marked by exemplary dedication to the best interest
of the taxpayers, and**

Now, therefore ...express our sincere appreciation and thanks to Mary for her distinguished service to the community, and best wishes for a happy retirement.

Dana Hogan, Supervisor

A **motion** by Councilman Washburn seconded by Councilman Haessly and carried by a vote of 5 ayes to accept the resignation of Alternate Dog Control Officer, Mike Hayes, effective July 19, 2019.

A **motion** by Councilman Freebern seconded by Councilman Doyle and carried by a vote of 5 ayes for the following re-appointments to the Zoning Board of Appeals for a 5-year term: Hank La Fountain, Katherine Henley and Scott Winchell. The re-appointment of Scott Winchell is pending his acceptance; if he denies the acceptance of that re-appointment; the position will remain vacant and go back to the Board for an appointment.

Ruben and Danna Ellsworth of Jenkinsville Sand & Gravel submitted a letter in regard to their request for an easement for an entrance/roadway from the Town of Kingsbury's Pit off from Tripoli Road to gain access to their property formerly Washington County Sand and Gravel Pit. Councilman Washburn explained Ruben is working on the amount of volume of fill the Town would gain by removing property lines between parcels. Jenkinsville Sand & Gravel will clear trees to cut in the road, maintain the road and will work with the Town of Kingsbury for reduced costs for screening materials. Supervisor Hogan asked if there was any action to be taken. Attorney Stockwell stated we should review the letter and be sure if there are any bidding requirements or anything like that. Councilman Freebern stated there would be other vehicles other than the Town's and Jenkinsville Sand & Gravel on the road and we should have liability insurance. The discussion continued; Attorney Stockwell asked if the Jenkinsville Sand & Gravel property had been surveyed. The Ellsworth's provided a copy of the survey to the Attorney. The discussion will be continued at the next meeting on August 5, 2019.

TOWN CLERK REPORT:

Town Clerk provided a copy of 925-b to the Board; a NYS Real Property Law that went into effect on June 18, 2019. The law allows an extension of 5 days for certain persons 65 years of age or older for the payment of taxes without interest or penalty. The law has been sent to Mary Kay Schwabb, Hudson Falls Central School District Treasurer. A resolution from the Hudson Falls School Board is required for the extension to be granted. Town Clerk will keep the Board updated.

Town Clerk reported Local Law #3 had been filed with the Secretary of State on June 20, 2019.

Local Law # 3 amends the zoning district on State Route 196.

Town Clerk reported the scanning of 90 boxes was complete and the quality control procedure had begun.

Town Clerk reported she has been unable to accept credit card payments for approximately 4 weeks. A discussion followed. A **motion** by Councilman Washburn seconded by Councilman Doyle and carried by a vote of 5 ayes giving permission to the town Clerk to cancel the current contract for credit card services if necessary.

A **motion** by Councilman Freebern seconded by Councilman Haessly and carried by a vote of 5 ayes to renew the cemetery agreement with the Town and the Kingsbury Cemetery Association with no changes.

Todd Humiston is out of town for code enforcement training and requested permission to attend training classes on August 20-22, September 10-22 and September 24-26. A **motion** by Councilman Haessly seconded by Councilman Doyle and carried by a vote of 5 ayes giving permission for Humiston to attend the trainings. Humiston will be on vacation July 25th to August 2.

A **motion** by Councilman Haessly seconded by Councilman Freebern giving permission for Rebecca Pomainville to update the website under Comptroller, making changes under "Comptroller".

Supervisor Hogan stated the Highway Department did a great job on the installation of a 70-foot culvert on Wait Road. They were assisted by County employees and employees of Charles Friedman Excavating.

COUNCILMAN REPORT:

Councilman Haessly would like minutes from the Planning Board, Zoning Board of Appeals and any other board meetings conducted. The Town Clerk will provide copies of the minutes when received from Code Enforcement Secretary Michelle Radliff.

Councilman Doyle attended a CommunityTown Hall with NYS Assemblywoman Carrie Woerner. Mr. Doyle asked about the passed legislation for driver's licenses for illegal immigrants, how it pertains to employers and their ability to differentiate between that license and any other driver's license.

SUPERVISOR REPORT:

Supervisor Hogan attended a groundbreaking ceremony on June 20th on the Champlain Canal at Lock 9. It was a well- attended event with a lot of credit given to Dave Perkins and Jeanne Williams for their work on the Champlain Canal Trail. There was much groundwork laid by Perkins and Williams and they are very well thought of at the New York State level.

Supervisor Hogan received a letter from the New York State Canal Corporation with plans to implement a comprehensive canal system Earthen Embankment Integrity Program to restore, maintain and manage the integrity of earthen embankments within the New York State Canal System. After discussion the Board concurs New York State Canal Corporation should act as lead agency for the proposed action.

Supervisor Hogan reported the repairs to the Burgoyne Avenue sinkhole are complete, the road has been re-opened and the parking lot for Five Combines is much improved.

Supervisor Hogan introduced Michael York who is running for the New York State Assembly. Mr. York would appreciate consideration in the upcoming election.

PUBLIC COMMENT:

Ken Spaulding reported the Kingsbury Cemetery had been enlarged, but it should not affect the Cemetery Maintenance Agreement with the Town. The enlarged portion is not part of the old portion which is covered in the agreement for maintenance.

Jeffrey Zapperi asked if there was anything new with the Front Porch Forum. Supervisor Hogan the Front Porch Forum is open for business and requires 50 Town residents to register for the forum to become live. Jane Havens suggested the Town Clerk review the credit card contract to determine if there is a buyout fee. A discussion followed.

WRITTEN REPORTS:

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

Assessor Sales Reports

Code Enforcement: Variances: 2; Cert. of Compliance 1; Subdivision Approval 1; Site Plan :1; Total Fees \$1,290.00

<http://www.kingsburyny.gov>

Dog Control Office: Complaints/Calls 29; Seizures 2; Unlicensed Dogs 1; Summons Issued 1; Mileage 439

Town Clerk: Paid to EnCon \$420.42; Paid to Supervisor \$2,915.83; Paid to the Village of Hudson Falls \$40.00; Paid to Ag & Markets for Population Control \$66.00

Town Comptroller: Receipts \$425,523.52; Disbursements \$402,578.94

Town Justice for May: Fees Collected: \$29,469.00

There being no further business before the Board **motion** by Councilman Freebern seconded by Councilman Doyle and carried by a vote of 5 ayes to adjourn the meeting at 7:36 pm.

Respectfully submitted,

Cynthia A. Bardin, Town Clerk