

The first regular meeting of the Kingsbury Town Board was conducted on April 14, 2014 at the Kingsbury Town Hall, 210 Main Street, Hudson Falls, NY.

MEMBERS PRESENT:

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

ALSO PRESENT:

Michael Graham, Superintendent of Highways
David Meager, Adirondack Trust Insurance

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 Doyle.

Motion by Councilman Freebern, seconded by Councilman Doyle, and carried by a vote of 5 ayes to accept the amended minutes of the March 10, 2014 meeting.

Motion by Councilman Bromley, seconded by Councilman Freebern, carried by a vote of 5 ayes to accept the minutes of the March 24, 2014 meeting.

David Meager of Adirondack Trust Insurance reviewed the contents of the summary of insurance for the Town of Kingsbury. Mr. Meager also presented the town with a refund check of almost \$1,000 for the cancellation of the builder's risk policy, now that the Town Highway Garage is complete.

A **motion** was made by Councilman Freebern, seconded by Councilman Collins carried by a vote of 5 ayes to accept the appointment of Rosanna M. Mumblo as a crossing guard to replace a current employee with health issues.

Superintendent of Highways Michael Graham had reviewed the bids submitted for the 2014 cab & chassis truck. A **motion** by Council Freebern, seconded by Councilman Collins, carried by a vote of 5 ayes to award the bid to New York Truck and Equipment at \$103,059.00.

The public hearing for the amendment of certain sections of the Town of Kingsbury Zoning Local Law contained in Chapter 80 of the Code of Kingsbury is still open.

Supervisor Lindsay gave an update about the installation of a fence at Derby Park. Mike Fiorillo, has poles from the old street lights that have been replaced in the village. The poles could be used to attach a net to stop balls from hitting homes during the softball season. Superintendent of Highways Graham would be able to set the poles in concrete. The netting will cost \$300 - \$400 and the fire company could install the net. The total cost for this project would be between \$1,000 and \$1,500. Councilman Bromley feels the cost of the net should be absorbed by the teams participating in the softball program.

On April 21, 2014 at 6:30 p.m. there will be a special meeting of the Town Board, Zoning Board and Planning Board, in regard to the expansion of Sewer District #2 into the town, in the Dix Avenue, Burgoyne corridor. Town Attorney Matt Fuller and Joe Brillling of Washington County Sewer District # 2 will attend.

Supervisor Lindsay will have Town Attorney Jeffrey Mayer draw up the necessary paperwork to adopt a Local Law to include an exemption for a Gold Star Parent.

Town Board members received a copy of Town Historian, Paul Loding's Annual Report of his activities.

The Town Board adopted a resolution approving the settlement and order to Northern Electric Power as follows:

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

**Resolution No. 4 of 2014
Adopted April 21, 2014**

**Introduced by Councilman Doyle
who moved its adoption.**

Seconded by Councilman Freebern

**RESOLUTION APPROVING THE STIPULATION OF SETTLEMENT AND
ORDER RELATIVE TO NORTHERN ELECTRIC POWER CO. LP V. TOWN
OF KINGSBURY, ET. AL. BEARING WASHINGTON COUNTY SUPREME
COURT
INDEX NOS. 17474, 19187, 20695, 22249**

WHEREAS, Northern Electric Power Co., LP, Petitioner, commenced actions against the Town of Kingsbury, under Article 7 of the Real Property Tax Law in the Washington County Supreme Court pertaining to property located in the Town of Kingsbury, New York, bearing tax map identification numbers 600.-15-6, 600.-15-6.-8801, 600.-15-1, and 154.9-1-3.1; and

WHEREAS, it is the desire of the Town of Kingsbury to authorize their legal counsel on this matter, Meyer & Fuller, PLLC to sign and accept Stipulation of Settlement and Order relative to the reduction of assessment in accordance with the proposed Stipulation of Settlement and Order, attached hereto and made apart hereof pertaining to property located in the Town of Kingsbury, New York, bearing tax map identification numbers 600.-15-6, 600.-15-6.-8801, 600.-15-1, and 154.9-1-3.1.

NOW THEREFORE BE IT:

RESOLVED, that Meyer & Fuller, PLLC is authorized to execute any and all documents pertaining to the settlement of the Article 7 petitions reducing the assessment on property bearing tax identification numbers: 600.-15-6, 600.-15-6.-8801, 600.-15-1, and 154.9-1-3.1, in accordance with the RPTL Section 727 to establish the assessment rates for the ensuing years without payment of any refunds to Petitioner.

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

Adopted this 14th day of April, 2014.

Those members present were:
James T. Lindsay, Supervisor
William Collins, Councilman
Richard Doyle, Councilman
Paul Bromley, Councilman
Henry Freebern, Councilman

Voting:
Aye
Aye
Aye
Aye
Aye

The Town was in court in regard to an animal abuse case. Two dogs are being held at Countryside Veterinary Hospital and are probably not adoptable. The town now has a debt of \$1262.00, which it probably will not recover.

Supervisor Lindsay reported that the negotiations with Wheelabrator are ongoing at this time.

Supervisor Lindsay reported on Friday April 18, 2014 at the Washington County Board of Supervisor's meeting, a resolution will be made to name the Washington County Courthouse after Judge Tom Mercure.

Superintendent of Highways, Michael Graham reported that on April 7, 2014 they had officially moved into the new Highway Garage and the transition is going well. Future plans include pouring a cement slab before moving the sand pile that is at the previous location and building a salt shed.

Strand Revival Committee Chairperson, Jane Havens reported that the next SRC will be held on April 24, 2014 at the Kingsbury Parish House.

PUBLIC COMMENTS:

Tim Havens addressed the board with a request as to what procedure to follow to possibly open a tractor pull park on property he owns on the corner of Waite Road and Route 4. After a discussion the Town Board advised that he check with Ross Cortese, Kingsbury Code Enforcement Officer to make sure it fits in with the zoning.

Supervisor Lindsay reported to the Town Board that he had received notification that Manley's Restaurant LLC had applied for a beer and wine liquor license.

A **motion** was made by Supervisor Lindsay, seconded by Henry Freebern, carried by 5 ayes to give permission for Recreation Director Debbie Battiste to seek bids for T-shirts for the recreation program, upon approval of Comptroller, Mary Ordway.

There being no further business before the Town Board a motion made by Councilman Freebern, seconded by Councilman Collins to adjourn the meeting at 8:40 p.m.

Respectfully submitted by,

Cynthia A. Bardin, Town Clerk

<http://www.kingsburyny.gov>