

The second regular meeting of the Kingsbury Town Board was held at the Kingsbury Town Hall on May 23, 2016 at 6 Michigan Street, Hudson Falls, NY.

MEMBERS PRESENT: Dana Hogan, Supervisor  
Paul Bromley, Councilman  
William Collins, Councilman  
Richard Doyle, Councilman  
Henry Freebern, Councilman

OTHERS PRESENT: Jeffrey Meyer, Attorney for the Town  
James T. Lindsay, Retired Supervisor  
James Chase, Water Superintendent  
Michael Graham, Highway Superintendent  
Todd Humiston, Dog Control Officer  
Residents: Penny Monahan, Barbara Trombley, David McKeighan, Jerry Caruso, Tim Havens, Chuck Friedman

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

The minutes of the May 9, 2016 Board Meeting will be reviewed by the Town Board.

Supervisor Hogan re-opened the Public Hearing for the Adoption of a Local Law to Amend the Zoning Map. Supervisor Hogan stated after receiving feedback from the residents at the last Board Meeting; he would like to suggest Vaughn Road not be included in the Amendment of the Zoning Map. Supervisor Hogan opened the hearing for discussion and any other concerns that needed to be addressed. The Board and the residents discussed the zoning on various properties in the area of the proposed amendment to the zoning map. Supervisor Hogan directed Attorney Meyer to remove the Vaughn Road portion of the proposed amendment to the zoning map. The public hearing will remain open until a reply is received from the Washington County Planning Board after their meeting on June 14, 2016.

Supervisor Hogan instructed the Town Clerk to read the Notice to Bidders for the purchase and installation of a fire alarm system for the Town Highway Garage. Supervisor Hogan opened and read the bids as follows:

Fire, Security and Sound Systems, Inc. - \$41,845.00

CDE Electric of Cairo - \$22,800.00

New York Fire & Security - \$17,157.12

Superintendent of Highways, Michael Graham and Councilman Paul Bromley will review the bids and make a recommendation to the Board.

Water Superintendent James Chase reported the Town has been ordered by the NYS Department of Health to chlorinate the water at the Industrial Park. The proposed new chlorination system will be checked manually. There are two pits in the Industrial Park; both must remain open in order to meet the fire code. Superintendent Chase estimates the cost for a chlorination system will be approximately \$21,000.00 - \$25,000.00 including: an 8 x8 building on cement, electrical service from poles nearby on the easement, chlorine pumps, testing equipment and injectors. Supervisor Hogan commented that Aaron Koonsman from the NYS Department of Health has a high degree of confidence in Mr. Chase. A **motion** by Councilman Bromley seconded by Councilman Freebern and carried by a vote of 5 ayes giving

Superintendent Chase permission to start ordering parts; the chlorine pump and the meter drives, which will cost about \$4,000.00. Superintendent Chase also reported the 2015 Annual Water Quality Report for the Town of Kingsbury will be available online at the Town's website.

**LEGAL UPDATE:**

Attorney Meyer spoke to the DEC about the former location of East Side on Burgoyne Avenue. The DEC is probably not going to go forward with the contempt order against James Marro due to his failing health. Their primary concern is fencing up and closing the Burgoyne Avenue site, which is subject to change. At this time Judge Krogman, who was handling the case has retired and the case has not been assigned to another judge.

Attorney Meyer has nothing to report on the 149 location of East Side. Meyer anticipates using the \$20,000.00 received from East Side to conduct a Phase II on the property. Code Enforcement Ross Cortese will address this when he returns to the office.

Attorney Meyer reported the DEC has signed off on the contingency for the septic for the former Dix Drive-In. Rich Schermerhorn will attend the Planning Board Meeting in June to receive final approval.

A **motion** by Councilman Bromley seconded by Councilman Freebern and carried by a vote of 5 ayes giving permission for Supervisor Hogan to sign an Inter-Municipal Agreement with Washington County for Code Enforcement.

The Town Clerk reported retired Town Historian; Paul Loding will be transported from the Stanton Nursing Home to the Fireman's Home in Hudson NY tomorrow. Paul Loding has been involved in a project with Rick Conley to restore an old hose cart. Tim Havens will have the hose cart transported to the Stanton Nursing Home as a surprise to him as he departs to the Fireman's Home...

Town Clerk reported she had received an application for a peddler's permit from TNT Fireworks with a map indicating how the sales booth would be set up and a letter from the owner granting permission for the sale to take place at Rite Aid. Town Attorney Jeffrey Meyer and Code Enforcement Officer Ross Cortese will review the application.

Town Clerk had also received an application for a peddler's permit from an employee of Solar City. The Board agreed the peddler's permit should be granted.

A **motion** by Councilman Freebern seconded by Councilman Doyle and carried by a vote of 5 ayes for the Town to place a ¼ page ad in the Sandy Hill Days Program Book, the cost will be \$90.00. The Board would like a picture of the new Town Hall in the ad.

Town Clerk commented that Town Assessor Colleen Adamec had been a tremendous help in settling in the new Town Hall; she had organized the basement area and is willing to help in any way. Assessor Adamac and Deputy Clerk Sylvia Weaver have moved many boxes to the new Town Hall in their own vehicles.

Attorney Meyer asked if we were close to close on 210 Main Street; he would like to schedule the closing. The Board agreed there was not much left to move out of the old Town Hall and Meyer can proceed with scheduling the closing.

Supervisor Hogan reported he received a call from a neighbor of 9 Bly Avenue, concerned with the presence of rats. (Nine Bly Avenue has been condemned). Code Enforcement Ross Cortese had contacted Bill Underwood to visit the site to determine if any rodents were present and will follow up.

Dog Control Officer Todd Humiston had attended the Ag & Markets Conference where a lot of the forms Humiston uses and suggestions on how the Town should file their programs on paperwork were used in their presentation. Humiston conducted a presentation to approximately 350 pre-K and kindergarten students. The school has requested Humiston return next year. Humiston also reported the pending court case of unlicensed dogs was also taken care of.

A **motion** by Councilman Freebern seconded by Councilman Collins and carried by a vote of 5 ayes giving Highway Superintendent Michael Graham permission to sign the Mowing Agreement with Washington County for \$4,677.05, the same charge as last year. The Town mows the County roads in Kingsbury twice a year.

Councilman Doyle commented on the CES (Clean Energy Standard) mandate. The mandate indicates 50% of the energy used by the state must come from renewable source solar, wind and hydro by the year 2030. Councilman Doyle has researched the possibilities, but has not been able to attend a public meeting to offer his opinion, but will comment online. Doyle believes the end result will be an increase of the electricity costs.

Councilman Freebern was present at 210 Main Street, former location of the Kingsbury Town Hall, with Jonathan Newell and members of the organization providing the funds for the purchase of 210 Main Street on May 19<sup>th</sup>. Freebern reported everyone was very excited and receptive to the possibilities of the revitalization of the Strand Theatre.

Supervisor Hogan and Mayor Barton met to discuss the possibility of sharing the role of a Historian. Mayor Barton will address this at the next Village Board Meeting.

Supervisor Hogan reported Lock 8 Way continues to be a discussion at the Washington County Board of Supervisor's meetings. The County Attorney is waiting to hear back from the EPA, NYS and the Canal Corporation.

A resident of Kingsbury sent an email requesting a Hazardous Dump Day. This issue will be addressed at the next Public Works Committee Meeting. Hogan commented this is very expensive to conduct, but will seek a grant as Warren County had.

A **motion** by Councilman Freebern seconded by Councilman Collins and carried by a vote of 5 ayes to change the meetings to the first and third Monday of the month beginning on July 18, 2016.

James Chase, Water Superintendent, reported he had attended a class in Lake Placid; one of the big concerns in NYS is lead and copper testing. He explained some changes will occur, the State may require the Town help the School systems test their water.

There being no further business before the Board a **motion** by Councilman Doyle seconded by Councilman Collins and carried by a vote of 5 ayes to adjourn the meeting at 8 p.m.

Respectfully submitted, Cynthia Bardin, Town Clerk

<http://www.kingsburyny.gov>