

The second regular meeting of the Kingsbury Town Board was conducted on Wednesday, May 29, 2013 at the Kingsbury Town Hall, 210 Main Street, Hudson Falls, NY.

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

ALSO PRESENT: Francis P. Cortese, Code Enforcement
Michael Graham, Highway Superintendent
Kara Lais, Attorney for the Town
Mary Ordway, Town Comptroller
Max McDonnell, Director of Senior Citizens
Patrick Sullivan, Highlander Engineering

The meeting was called to order by Supervisor Lindsay at 7:00 p.m. and opened for order of business with the Flag Salute led by Councilman Bromley.

The minutes from the May 13 meeting were not available at this time.

Legal Update: Attorney Lais questioned whether or not East Side had paid the \$2,000 fine. She also asked what account the \$20,000.00 was placed in and stated she would have to do some follow up on that as it should be in some type of escrow account.

Bid Awards: Councilman Bromley reported on the results of the bids:

General Contract – Munter Enterprises, Inc.	\$1,166,520.00
Electrical Contract – Flex Electrical Contractor, Inc.	\$ 105,875.00
HVAC contract – Tri-Valley Plumbing and Heating, Inc.	\$ 227,000.00
Plumbing Contract – Tri-Valley Plumbing and Heating, Inc.	\$ 51,068.00
Total of the four contracts:	\$1,550,463.00

On a **motion** made by Councilman Bromley, seconded by Councilman Freebern and carried by a vote of 5 ayes the bids were awarded to the above noted companies.

Mr. Joe Bernard of Burgoyne Avenue asked why no local businesses had bid on this project. Several local businesses had bid but they did not come in as the lowest responsive, responsible bidder.

Mr. Patrick Sullivan brought the color chart for the town highway garage and the town board and Mr. Graham chose the colors for the building and the roof.

A discussion was had about the elimination of the Receiver of Taxes position. A referendum vote will have to be held at the General Election with the results determining whether the elimination can take place. Prior to the November election, the town board will have to adopt a local law eliminating the position. **Motion** by Councilman Doyle, seconded by Councilman Collins and carried by a vote of 5 ayes authorizing the town attorneys to prepare the local law and introduce it at the June 10, 2013 meeting.

Motion by Councilman Bromley, seconded by Councilman Freebern and carried by a vote of 5 ayes scheduling a workshop meeting for June 3 at 7:00 p.m. to discuss the new website that Tom Darfler is constructing and also the implementation of the elimination of the Receiver of Taxes position into the Town Clerk's office.

Code Enforcement Officer Cortese reported that Royal Wood Shavings Manufacturing, Inc. is on schedule as of today. He has not been able to access the OSHA website to determine the serious nature of the violations that were served on them.

Mr. Max McDonnell, Director of the Senior Citizens of Hudson Falls/Fort Edward came before the town board to give his annual report of activities at the senior center. He stated people age 55 and up are welcome at the center. They have 4 computers at the center now and have a website: www.srcenterkfe.com. He also stated they have a newsletter and it is posted on their website. In April they held 2 fundraisers. June 8 they will have a tag and bake sale and September 28 they will have a spaghetti dinner. May is Older Americans month so several activities were planned around that theme. He thanked the Town Board for the financial support they offer the center.

REPORTS:

The Board of Assessment Review was meeting this evening.

Code Enforcement had no further report.

Comptroller Mary Ordway stated she had received a mortgage tax check in the amount of \$74,000.00.

The Town Clerk distributed a copy of an e-mail she had received regarding a change in the Uniform Notice of Claims Certificate. The Town will have to pass a resolution and file it with the Secretary of State within 30 days after June 15. The Town Attorney will review this information and bring it back before the Town Board.

Superintendent of Highways Michael Graham thanked the town board for awarding the bids for the new highway garage. He asked for authorization to enter into the contract with Washington County for mowing the county highways. The amount of money is the same as it has been in prior years (\$4,677.05) for 19.09 miles of county highway. The

Town Board suggested he come up with some actual cost figures that can be submitted to the county for next year's contract. **Motion** by Councilman Freebern, seconded by Councilman Doyle and carried by a vote of 5 ayes authorizing Superintendent Graham to enter into the contract with Washington County to mow the county highways.

Councilman Bromley asked whether or not the Town Attorney had been able to review the insurance policy provided by East Side. Kara stated that he was going to contact Dave Meager for his assistance.

WRITTEN REPORTS:

Motion by Councilman Freebern, seconded by Councilman Collins and carried by a vote of 5 ayes to accept the reports of certain town officers for the month of April as follows:

Code Enforcement Officer: No. Permits 8; Total Fees \$1,265.00

Dog Control Officer: Complaints/Calls 23; Seizures 0; Unlicensed dogs 16; Euthanasia 0; Summons issued 2; bites investigated 3; Mileage 149; dangerous dog complaints 0.

Town Clerk: Paid to EnCon \$872.00; Paid to Supervisor \$5,741.97; Paid To NYS Dept. of Health \$180.00; Paid to Village of Hudson Falls \$114.00; Paid to Ag and Markets for population Control \$128.00.

Town Comptroller: Receipts \$140,635.95; Disbursements \$144,813.62.

Town Justice: Fees Collected \$7,789.96

PUBLIC COMMENTS:

Mrs. Webster of Coleman Avenue came before the board stating that the baseballs from the mens' softball league are still hitting her house and car. She said it had stopped for a while. She approached the member in charge at the softball field to discuss the matter and was put in her place by this recreation department employee. She asked the town board to please find a solution to keep the balls in the park. She enjoys watching the games but her property is being destroyed. Councilman Freebern apologized to Mrs. Webster on behalf of the Town Employee who spoke unkindly to her. He stated that employee would be spoken to about this problem.

Mr. Joe Bernard of Burgoyne Avenue stated the flag in front of the building was not lit up at night. An inspection will be done to be sure the lights are properly working. He asked about the town codes and local laws and whether or not there was a book he could refer to.

There being no further business to come before the Town Board, **motion** by Councilman Collins, seconded by Councilman Freebern and carried by a vote of 5 ayes to adjourn the meeting at 7:45 p.m.

Respectfully submitted,

Holly E. Mabb, RMC/CMC

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