

The first regular meeting of the Kingsbury Town Board was conducted on June 13, 2016 at the Kingsbury Town Hall at 6 Michigan Street, Hudson Falls.

MEMBERS PRESENT:	Dana Hogan, Supervisor Paul Bromley, Councilman William Collins, Councilman Richard Doyle, Councilman Henry Freebern, Councilman
OTHERS PRESENT:	Ross Cortese, Code Enforcement Officer Michael Graham, Superintendent of Highways Michael Keenan, Town Justice Dave Perkins, Champlain Canalway Trail Joe Tingley, The Post-Star Tim Havens, Resident

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 Freebern.

A **motion** by Councilman Freebern and seconded by Councilman Doyle and carried by a vote of 5 ayes accepting the minutes of the May 9, 2016 and May 23, 2016 Town Board Meeting as submitted by Town Clerk.

Supervisor Hogan noted there was a new guest at the meeting. Joseph Tingley introduced himself as a free-lance writer for the Post-Star.

Dave Perkins presented an update on the Champlain Canalway Trail. Perkins stated there are a lot of things going on with this project; first of all being the Kingsbury/Fort Ann Bike Path. Perkins stated there are 3 distinct sections to the bike path in Kingsbury. The first section starts on New Swamp Road to Smith's Basin. It will be cleared off but there will not be a formal trail surface because the funds are not available. The second section is from Smith's Basin to north of Baldwin Corners Road which will be paved 10' wide with 5' shoulders on the side and will leave room for a snowmobile trail. The next section goes from Baldwin Corners Road north and ends at the waterfall park in Fort Ann. Hopefully parking and a primitive camping area for bikers only will be located at Lock 9. Clearing and construction of the Bike Path will begin in the Fall of 2017 and the Bikeway will be designated as part of the Champlain Canalway Trail. A lot of development has occurred on the Champlain Canalway Trail especially in Washington County. The working group continues to meet monthly. In the last couple of month what they have achieved is formal municipal designations for the entire route from the Dix Bridge to the T where the Feeder Canal Trail comes into what will be the Champlain Canalway Trail alongside the old Champlain Canalway Trail. The County approved to make County Routes 77 & 113 part of the Canalway Trail. The Town of Greenwich has designated River Road and the Town of Fort Edward has designated River Road which will bring the trail out onto Route 4. The NYS DOT has approved the use of the shoulder on Route 4 from Fort Miller to the village line in Fort Edward. The plan in Fort Edward is to go alongside the old lock from Route 197 to the new Farmer's Market to the Amtrak station to the playground then to the trail at the T. At this point we are in Kingsbury where the Towpath Road and Dunham's Basin are huge obstacles. Perkins feels the Town Board may have a role in what will happen in that section; possibly an application for a grant to conduct a feasibility study to determine what could be done in this area to connect the trail. Once the trails are connected the bikeway will go to Fort Ann.

Perkins stated the goal is to get the on-road sections of the Bikeway off-road. At this time 14 miles of trails have been designated in Washington County. The Town of Kingsbury will play a key role in the completion of the Bikeway. A discussion followed about possibilities to connect the trail at the T.

Councilman Bromley suggested the Board table the acceptance of a contract with New York Fire and Security Corp to monitor the fire alarm system at Town Hall on 6 Michigan Street. Bromley explained he had discussed prior to installation, when receiving quotes, the Town had requested they wanted to go directly to County Fire Control. This had been discussed with the County earlier. To the best of Bromley's knowledge the fire company still does this and always has. Bromley suggests contacting the County to make sure there is no issue and if there is no issue contract with New York Fire & Security Corporation for the yearly maintenance only. Supervisor Hogan will speak with Glen Gosnell the Director of Washington County Public Safety.

A **motion** by Councilman Freebern seconded by Councilman Collins and carried by a vote of 5 ayes to award the bid for the fire alarm system to New York Fire & Security, Inc. in the amount of \$17,157.00.

A **motion** by Councilman Bromley seconded by Councilman Freebern and carried by a vote of 5 ayes to re-appoint Karen LaRose to the the Planning Board for a 7 year term.

Supervisor Hogan reported he had been contacted by Donna Leonard of the Sandy Hill Farm & Garden Club. The Club is celebrating its 30<sup>th</sup> Anniversary and would like to donate a tree planting to the grounds of Town Hall in honor of their new location at 6 Michigan Street. A **motion** by Councilman Freebern seconded by Councilman Bromley and carried by a vote of 5 ayes to accept the offer of a tree from the Sandy Hill Farm & Garden Club. Councilman Bromley suggested a hard maple or a flowering crab tree.

Town Clerk reported she had received an update on the Star Exemption from Sole Assessor Colleen Adamec. The Town Clerk explained any new homeowners will receive a credit in the form of a check directly from New York State instead of receiving an exemption.

A **motion** by Councilman Freebern seconded by Councilman Doyle and carried by a vote of 5 ayes approving the following budget amendments:

FROM: UNEXPENDED BALANCE	189,535		
TO: CENTRAL COMM. EQUIP.	1.1650.2	29,235	
BUILDINGS P.S.	1.1620.1	10,300	
BUILDINGS CONTR.	1.1620.4	150,000	

FOR MICHIGAN STREET BUILDING  
AND TELEPHONE/INTERNET SYSTEM

A **motion** by Councilman Bromley seconded by Councilman Freebern and carried by a vote of 5 ayes to accept a bid in the amount of \$8,7500.00 to repair the blacktop on a basketball court at Derby Park. Supervisor Hogan explained the Town had received a distribution for the repair in the amount of \$7,500.00; the Board agreed the remainder of the balance will be paid for out of the Recreation budget.

Councilman Bromley suggested possibly the Village could help with the balance; Supervisor Hogan will contact Mayor Barton.

Sole Assessor Colleen Adamec has been researching a Town of Kingsbury flag to be flown at the new Town Hall. Colleen would like to donate the flag in honor of the new Town Hall. In her search she discovered retired Historian Paul Loding had been working on Town of Kingsbury angled banners. Councilman Bromley had discussed the banners with Loding which are placed when entering and exiting a Town. The Board received copies of flags that could be ordered from Saratoga Flag. After discussion the Board would like Assessor Adamec to receive quotes for the banner and the flag.

A **motion** by Councilman Freebern seconded by Councilman Doyle and carried by a vote of 5 ayes accepting the reports of certain officers for the month of April as follows:

Code Enforcement: No. Permits 9; Variances 1; Total Fees: \$1,815.00

Dog Control Officer: Complaints/Calls 37; Seizures 1; Unlicensed Dogs 6; Summons Issued 9; Bites Investigated 2; Mileage 329 with 81 to Fort Edward & 143 to Fort Ann

Town Clerk: Paid to EnCon \$1,001.48; Paid to Supervisor \$3,800.60; Paid to the NYS Dept. of Health \$180.00; Paid to the Village of Hudson Falls \$20.00; Paid to Ag & Markets for Population Control \$139.00

Town Comptroller: Receipts \$95,725.22; Disbursements \$208,033.67

Town Justice: Fees Collected: \$20,532.50

A **motion** by Councilman Freebern seconded by Councilman Collins and carried by a vote of 5 ayes to accept the reports of certain officers for the month of May as follows:

Code Enforcement Officer No. Permits 8; Research Fees 3; Trailer Asst's 1; \$2,394.00

Dog Control Officer: Complaints/Calls 66; Seizures 1; Unlicensed Dogs 15; Bites Investigated 1 ; Mileage 701 – 163 to Fort Edward & 261 to Fort Ann

Town Clerk : Paid to EnCon \$533.81; Paid to Supervisor \$4,532.06; Paid to NYS Dept. of Health \$270.00; Paid to Ag & Markets for Population Control \$153.00

Town Comptroller: Receipts \$144,437.58; Disbursements \$312,485.34

A **motion** by Councilman Freebern seconded by Councilman Collins and carried by a vote of 5 ayes giving approval to the Glens Falls Lions Club to conduct their annual Duathlon on October 9, 2016; as a portion of the bike race will be going through the Town of Kingsbury.

Code Enforcement Officer Ross Cortese reported he had forwarded the proposal from Alpha – Geo Science to conduct a Phase I and Phase II at the East Side facility on Route 149, to Supervisor Hogan and Town Attorney Jeffrey Meyer. Supervisor Hogan read the proposal to the Board. It is estimated the Phase I cost will be \$3,200.00 and the Phase II is estimated to be between \$8,000.00 & \$15,000.00. Attorney Meyer has reviewed the proposal and recommends a resolution to sign the Alpha-Geo-Science proposal. Code Enforcement Officer Ross Cortese indicated the owners may not be willing to co-operate but they did need to be contacted and notified that someone needed to be present during the Phase I & Phase II. Councilman Bromley stated we cannot force them to be there but we can force them to allow us on the property to conduct the testing. Cortese commented it would be a lot easier if East Side would co-operate with the Town. Councilman Bromley suggests Attorney Meyer review the proposal in regard to East Side being present and if necessary the sheriff's may have to be present to allow them on the property. Councilman Bromley stated if East Side was doing what they were supposed to be doing there would be no reason for a Phase II. Supervisor will follow up with Attorney Meyer.

Code Enforcement Officer, Ross Cortese reported on the status of 9 Bly Avenue. Bill Underwood is still working at the site. Underwood believes he handled the problem with the rodents. Underwood will bait the rodents one last time to make certain they are gone. Once Cortese is certain the rodents are gone he will go through the property to determine a cost to clean up 9 Bly Avenue.

Town Justice Michael Keenan reported they are settling into the new Court Room. Justice Keenan explained on court days when there are approximately 50 people in the Court Room talking and moving around there is a problem; the echoing is quite loud; and the recordings are not of a good quality. Councilman Bromley will contact Ethan Hall to address the problem of acoustics.

Justice Keenan also requested the witness stand be elevated because when he is on the bench and a smaller person is on the witness stand he cannot see them.

Justice Keenan also reported on the parking problem on Wednesdays and Thursdays when court is in session. Keenan reported there is no parking available when he arrives for court; and there is not enough parking for the attorneys and the defendants. At this time the defendants and attorneys arrive at the same time. Justice Keenan will attempt to have each law enforcement entity designate a different time for the defendants to appear; which would alleviate the congestion. Keenan is also concerned with the amount of traffic and the speed at which cars are travelling when Court is in session. A discussion followed. The Board would like Superintendent of Highways, Michael Graham to order signs to designate parking spots :one for the Town Justice, two for Law Enforcement and eight on Route 4 for Employees.

Supervisor Hogan suggested the Town reach out to the SPCA to cover when Dog Control Officer Todd Humiston is out of town.

Superintendent of Highways Michael Graham attended Highway School in Ithaca last week where he was interviewed by The Association of Towns and accepted a position on the Executive Board. The Town Board congratulated Graham who will be appointed to the Association of Towns Board in the fall.

Supervisor Hogan reported the site plan review for the septic system at the former Dix Avenue Drive-In location will be ready for the July Planning Board meeting ; Attorney Lapper is confident there will be no delays.

The Hudson River Music Hall is moving towards the close of the purchase of the former Town Hall. They are scheduled to attend the Village Zoning and Planning Board Meetings. Code Enforcement Officer Ross Cortese said they should have the necessary approvals to close in July.

Supervisor Hogan announced on June 27, 2016 there will be a Public Hearing at 6 in the Kingsbury Town Hall regarding the Baldwins Corner Road Bridge. The regular Town Board Meeting will follow the Public Hearing.

Supervisor Hogan met with Mayor Barton to discuss the vacant Historian position. The interviewing process will begin once Mayor Barton contacts Supervisor Hogan with dates to start the process. Supervisor Hogan has contacted the candidates to make them aware he has received their resumes.

Supervisor Hogan met with Kathy Varney of Glens Falls Hospital who asked to share three opportunities with the Board. An opportunity for creating a healthy community grant where Glens Falls Hospital would provide an opportunity for this to be a vegetable location . Varney also stated there is a grant for a new

water fountain at the Community Pool. Recreation Director Debbie Battiste felt there was need for a water fountain at Derby Park more than the Community Pool. A complete streets improvement study conducted by the Chazen Companies on two problem locations with cyclists and pedestrians. The Board discussed locations for the study and agreed Michigan Street, Kingsbury Hamlet and Dix Avenue were possibilities.

Supervisor Hogan reported the Washington County Public Works Committee refuses to take into consideration the Lock 8 Way as a County Road. A discussion followed.

There being no further business before the Board a **motion** by Councilman Freebern seconded by Councilman Collins and carried by a vote of 5 ayes to adjourn the meeting at 8:45 p.m.

Respectfully submitted,

Cynthia A. Bardin, Town Clerk