

July 18, 2022, Town Board Meeting Minutes

The second regular meeting of the Kingsbury Town Board was conducted on July 18, 2022, at the Kingsbury Town Hall, 6 Michigan Street, Hudson Falls.

MEMBERS PRESENT: Dana Hogan, Supervisor  
Richard Doyle, Councilman  
William Haessly, Councilman  
James Lindsay, Councilman  
Dan Washburn, Councilman

OTHERS PRESENT: Jeffrey Meyer, Town Attorney  
Rebecca Pomainville, Comptroller  
Michael Graham, Highway Superintendent  
Jeffrey Zappieri, Town Resident

The meeting was called to order at 6:30 pm by Supervisor and opened for the order of business with the Flag Salute led by Councilman Washburn.

A **motion** by Councilman Washburn seconded by Councilman Lindsay and carried by a vote of 5 ayes to accept the minutes of the June 20, 2022, Town Board Meeting as submitted by the Town Clerk.

A **motion** by Councilman Lindsay seconded by Councilman Washburn and carried by a vote of 5 ayes to accept Cyber Security coverage with Amsure in the amount of \$3,518.76.

A **motion** by Councilman Washburn seconded by Councilman Doyle and carried by a vote of 5 ayes to accept the following:

**BUDGET AMENDMENT #2022-002:** Highway expenditures; and

**WHEREAS:** The Town of Kingsbury (TOWN) adopted 2022 Budget included an expenditure for Contingency in the Highway Funds; and

**WHEREAS:** Contingency is not an allowable expense for Highway Funds and correcting entries must be made; and

**WHEREAS:** Budget Amendments require Legislative approval; therefore, be it

**RESOLVED:** That the Town Board authorizes the Town Comptroller to the following Budget Amendment:

Reduce Appropriation:	3.1990.4 (Contingency-Highway Whole Town)	\$7,000.00
Reduce Revenue:	3.5110 (Appropriate Reserves-Highway Whole Town)	\$7,000.00
Reduce Appropriation:	4.1990.4 (Contingency-Highway Part Town)	\$7,000.00
Reduce Revenue:	4.6000 (Unexpended Balance-Highway Part Town)	\$7,000.00

A **motion** by Councilman Lindsay seconded by Councilman Washburn and carried by a vote of 5 ayes to accept the following:

**BUDGET AMENDMENT #2022-003:** Increase budget for Highway-Part Town; and

**WHEREAS:** The Town of Kingsbury Highway (TOWN) completed the paving projects for 2022; and

**WHEREAS:** The total cost for paving exceeded the budget allotment; and

**WHEREAS:** Federal Covid Relief (ARP Act) Funds were received in July 2021 and can be partially allocated to cover the additional expenses; and

**WHEREAS:** Budget Amendments require Legislative approval; therefore, be it

**RESOLVED:** That the Town Board authorizes the Town Comptroller to the following Budget Amendment:

Increase Appropriation:	4.5112.2 (CHIPS-Highway Part Town)	\$66,531.87
Increase Revenue:	4.4089 (Federal Aid, Other)	\$66,531.87

A **motion** by Councilman Washburn seconded by Councilman Haessly and carried by a vote of 5 ayes to accept the following:

**BUDGET AMENDMENT #2022-004:** Increase budget for Court; and

**WHEREAS:** The Town of Kingsbury (TOWN) was awarded a grant from the Justice Court Assistance Program (JCAP) in the amount of \$28,721.00 to purchase a video surveillance system (\$279.00) and complete the court overflow parking lot paving (\$28,442.00); and

**WHEREAS:** The grant funds received, and the corresponding appropriations, were not included with the adopted 2022 Budget; and

**WHEREAS:** The total cost of the paving was \$32,897.48 and exceeded the JCAP grant funds received; and

**WHEREAS:** Federal Covid Relief (ARP Act) Funds were received in July 2021 and can be partially allocated to cover the difference; and

**WHEREAS:** Budget Amendments require Legislative approval; therefore, be it

**RESOLVED:** That the Town Board authorizes the Town Comptroller to the following Budget Amendment:

Increase Appropriation:	1.1110.4 (Justices, Contractual)	\$4,455.48
Increase Revenue:	1.4089 (Federal Aid, Other)	\$4,455.48

A **motion** by Councilman Washburn seconded by Councilman Haessly and carried by a vote of 5 ayes for the following amended agreement:

AGREEMENT TO SPEND TOWN HIGHWAY FUNDS  
TOWN OF KINGSBURY  
YEAR 2022  
**AMENDED**

Pursuant to the provisions of Section 284 of the Highway Law, we agree that monies levied and collected for the repair and improvement of highways, and received from the State for the repair and improvement of highways, shall be expended as follows:

- |   |                      |            |
|---|----------------------|------------|
| <b>1 GENERAL REPAIRS</b>  | The sum of           | \$ 115,000 |
| May be expended for general repairs upon 53.06 miles of town highways including sluices, culverts and bridges having a span of less than five feet. |                      |            |
| <b>2 CAPITAL IMPROVEMENTS</b>   | The sum of           | \$ 314,532 |
| Shall be set aside to be expended for the improvement of town highways.   |                      |            |
|   | Total Estimated Cost | \$ 429,532 |

Executed in duplicate

\_\_\_\_\_  
Supervisor

\_\_\_\_\_  
Councilmember

\_\_\_\_\_  
Councilmember

\_\_\_\_\_  
Councilmember

\_\_\_\_\_  
Councilmember

\_\_\_\_\_  
Highway Superintendent

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The Comptroller received quotes for health insurance for Town employees from Debbie Bell. The quotes show a 17% increase. After discussion the Board agreed to invite Debbie Bell to the next Town Board Meeting to answer any questions the Board may have regarding the renewal of health insurance for Town employees.

A **motion** by Councilman Washburn seconded by Councilman Doyle and carried by a vote of 5 ayes for the following resolution:

**A RESOLUTION AUTHORIZING THE TOWN BOARD TO ACCEPT THE NYSDOH  
APPROVAL OF THE PLANS AND SPECIFICATIONS FOR THE BURGOYNE  
AVENUE WATER MAIN EXTENSION PROJECT AND SOLICIT CONTRACTOR  
BIDS TO COMPLETE THE PROJECT**

WHEREAS, the Town of Kingsbury has received NYSDOT Funding for the extension of  
The Water Main on Burgoyne Avenue (NYSDOT Contract #D040172)

WHEREAS, the Town of Kingsbury entered into an agreement with KSPE, PLLC  
(Project Engineer) to prepare Engineering Plans and Specifications for the extension of the  
Water Main on Burgoyne Avenue, pursuant to the requirements of the New York State  
Department of Transportation (NYSDOT) and the New York Department of Health  
(NYSDOH)

WHEREAS, KSPE, PLLC has completed the Engineering Plans and Specifications for  
The Project and has submitted the Project Plans and Specifications to the NYSDOH for review  
And approval.

WHEREAS, the Project Engineer received an approval letter from the NYSDOH, dated  
June 17, 2022, for those Project Plans and Specifications.

WHEREAS, the Project Engineer submitted the Engineering Plans and Specifications for  
The Project to the NYSDOT Project Engineer and received comments related to the Town  
Securing ROW releases from Property owners prior to the start of work and the Contractor  
Obtaining the NYSDOT Highway Work Permit

NOW AND THEREFORE IT BE RESOLVED, that the Kingsbury Town Board, acting  
As the grant recipient, accepts the NYSDOH approval of the Project Plans and Specifications and  
Authorizes the Project Engineer to solicit competitive bids from Contractors for the completion of  
The project.

Whereupon, the Resolution was put to a vote, recorded as follows,  
Ayes 5 Nays 0 Abstentions 0

SO APPROVED:

Supervisor/Town of Kingsbury

**TOWNCLERK REPORT:**

The Senior Center would like some of the excess supplies that the Town has. Resident Jeffrey Zappieri has requested permission to use the Board Room on Saturday July 23<sup>rd</sup> to conduct a caucus.

**HIGHWAY SUPERINTENDENT REPORT:**

Superintendent Graham was able to get a dump box which was in stock at a considerable lower price than anticipated. Next week he will pick up the dump box and a sander. The installation of a culvert on Underwood Road went well.

**COUNCILMAN REPORT:**

Councilman Doyle reported there is not a meeting scheduled for the Master Comprehensive Plan at this time.

Councilman Doyle expressed his concern with the push by the state for electric vehicles. Eventually the Town Highway will have to have electric trucks, which may create a problem for plowing the roads in the wintertime. The Board should start putting aside funds for the future purchase of electric vehicles.

Councilman Haessly asked Superintendent Graham for a list of culverts that could be changed out with the ARPA Funds. Superintendent Graham has a thumb drive with the culvert information. The County does inspections and the ratings were good on all the culverts except for Underwood Road which was recently replaced.

**SUPERVISOR REPORT:**

The Board received an anonymous letter in regard to a public hearing for Northeast Biochar Solutions which intends to build a fertilizer plant in the Moreau Industrial Park.

Supervisor Hogan received an email from a resident requesting the agendas for meetings be posted on the website. Supervisor Hogan will contact the Town webmaster Tom Darfler to see if he can post the agendas when received. The discussion continued, when preparing the next budget, the Board will discuss the cost of creating a new website.

Supervisor Hogan, Jim Chase and Shane Reynolds met with C.T. Male about an RFQ for a water study. C.T. Male will prepare an RFQ in about 2 to 3 weeks.

**WRITTEN REPORTS:**

A **motion** by Councilman Doyle seconded by Councilman Haessly and carried by a vote of 5 ayes to accept the reports of certain officer for the month of June as follows:

Code Enforcement: No. Permits :11 Fire Inspections: 2; Total Fees: \$106,402.90

Dog Control Officer: Dog Bites: 0; Tickets Issued 6 ; Mileage: 54,217

Town Clerk: Paid to EnCon \$335.36; Paid to Supervisor: \$111,892.20; Paid to the Village of Hudson Falls: \$150.00 ; Paid to Ag & Markets for Population Control: \$105.00; Paid to the Department of Health: \$202.50; State Share of Bingo \$247.50

Town Comptroller: Receipts \$281,801.31; Disbursements: \$260,427.18

There being no further business before the Board a **motion** by Councilman Lindsay seconded by Councilman Washburn and carried by a vote of 5 ayes to adjourn the meeting at 7:30 pm.

Respectfully submitted,

Cynthia A. Bardin, Town Clerk

<https://www.kingsburyny.gov>