

November 4, 2024

The first regular meeting of the Kingsbury Town Board was conducted on November 4, 2024, at 6 Michigan Street, Hudson Falls, NY.

MEMBERS PRESENT:

Dana Hogan, Supervisor
Sean Akins, Councilman
James Lindsay, Councilman
Dan Washburn, Councilman
William Haessly, Councilman

OTHERS PRESENT:

Rebecca Pomainville, Comptroller
Mason Leonard, Highway Superintendent
Todd Humiston, Code Enforcement & Dog Control Officer
Paige Zahaba, Deputy Town Clerk
John Rosati, Water Superintendent
Mike LaRose & Jakob Rich, Highway Employees
Jerry Kearns, Zack Cross, William Hafner, Kingsbury
Volunteer Company

The meeting was called to order at 6:30 pm by Supervisor Hogan and opened for the order of business with the Pledge of Allegiance led by Councilman Lindsay.

A **motion** by Councilman Haessly seconded by Councilman Akins and carried by a vote of 5 ayes to accept the minutes of the October 21, 2024, Town Board Meeting & the Budget Workshop as submitted by the Town Clerk.

Supervisor Hogan opened the Public Hearing for the 2025 Fire Protection District Contract and the 2025 Preliminary Budget at 6:31 pm. There being no public comment, the Public Hearing was closed at 6:32 pm.

A **motion** by Councilman Lindsay seconded by Councilman Washburn and carried by a vote of 5 ayes to accept the 2025 Fire Protection District Contract.

A **motion** by Councilman Akins seconded by Councilman Haessly and carried by a vote of 5 ayes to adopt the 2025 Preliminary Budget.

Moss Street Cemetery:

Attorney Meyer reported the Town should adopt a more formal policy as to how they are going to deal with the request to buy back cemetery plots. It is permissible for the Town to buy back plots that have been purchased; the Town should make sure the deed is valid. Supervisor Hogan would like the Buildings and Grounds sub-committee; Councilman Haessly and Councilman Washburn, to meet with Nick from Union Cemetery to discuss this issue.

A **motion** by Councilman Washburn seconded by Councilman Lindsay and carried by a vote of 5 ayes authorizing the Supervisor to sign amended HRA Agreements as the Board resolved during the Budget Workshop. There will be two separate HRA Agreements.

TOWN OF KINGSBURY – BUDGET TRANSFER: Nov 4, 2024 MEETING

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

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GF/WT	FROM:	BUS OPERATIONS-CONTRACTUAL	1.5630.4	4,000.00
		PARKS-PERSONAL SERVICES	1.7110.1	2,000.00
		CEMETERIES-PERSONAL SERVICES	1.8810.1	2,000.00
	TO:	BUILDING-PERSONAL SERVICES	1.1620.1	1,000.00
		BUILDING-CONTRACTUAL	1.1620.4	3,200.00
		CONTROL OF ANIMALS-CONTRACTUAL	1.3520.4	2,000.00
		STATE RETIREMENT	1.9010.8	1,800.00
	PURPOSE:	ANTICIPATED YEAR-END EXPENDITURES		

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

GF/PT	FROM:	PLANNING-CONTRACTUAL	2.8020.4	180.00
	TO:	STATE RETIREMENT	2.9010.8	180.00
	PURPOSE:	ANTICIPATED YEAR-END EXPENDITURES		

A **motion** by Councilman Akins seconded by Councilman Washburn and carried by a vote of 5 ayes:

HWY/WT	FROM:	BRIDGES-PERSONAL SERVICES	3.5120.1	1,061.17
		BRIDGES-CONTRACTUAL	3.5120.4	10,360.00
	TO:	MACHINERY-CONTRACTUAL	3.5130.4	10,000.00
		STATE RETIREMENT	3.9010.8	360.00
	PURPOSE:	ANTICIPATED YEAR-END EXPENDITURES		

A **motion** by Councilman Haessly seconded by Councilman Lindsay and carried by a vote of 5 ayes:

HWY/PT	FROM:	CHIPS. EQUIPMENT	4.5112.2	1,100.00
	TO:	STATE RETIREMENT	4.9010.8	1,100.00
	PURPOSE:	ANTICIPATED YEAR-END EXPENDITURES		

A **motion** by Councilman Washburn seconded by Councilman Akins and carried by a vote of 5 ayes:

WATER	FROM:	ADMINISTRATION EQUIPMENT		
7.8310.2		200.00		
	TO:	STATE RETIREMENT	7.9010.8	200.00
	PURPOS:	ANTICIPATED YEAR-END EXPENDITURES		

A **motion** by Councilman Akins seconded by Councilman Washburn and carried by a vote of 5 ayes for a budget amendment to reduce budget for Highway Whole-Town. (Documents attached)

Bill Hafner of the Kingsbury Volunteer Fire Co. reported their new fire truck will be delivered within the next month. The Town contributed \$125,000.00 of ARPA Funds received towards the purchase of the fire truck. Rebecca would like an invoice first; then she can submit a check.

Supervisor Hogan opened a discussion on water volume with members of the Kingsbury Volunteer fire Company. They explained with testing water volume they received approximately 500 gallons per minute at some locations, at the Dix Avenue location they received over 1,000 gallons. At one time all the hydrants tested over 1,000 gallons a minute. Water Superintendent, John Rosati and Highway

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Superintendent Mason Leonard reported their testing at Dix Avenue read between 500 and 700 gallons per minute. The discussion continued. John suggested that an engineer should be hired to conduct a study due to the differences in the results of the testing of the water volume. Engineers offer a water model; they would use their software to count how many taps the Town has in the system, the size of the lines, how many hydrants are in the system, the population, the draws, and demands. They have a formula they use to tell the Town if they have exceeded what they can offer with the system. Supervisor Hogan suggested an engineer be hired to conduct the study. He would like Mason, John and Rebecca develop an RFP to hire an engineer to conduct a water volume study.

A **motion** by Councilman Akins seconded by Councilman Lindsay and carried by a vote of 5 ayes to schedule a Public Hearing to imposing a moratorium on all large development projects that will connect to municipal water requiring a volume of more than five hundred gallons per day. Attorney Meyer will prepare the necessary documents for the Public Hearing scheduled for November 18, 2024.

LEGAL UPDATE: Executive session necessary.

TOWN CLERK: Finishing up school taxes and preparing for the end of the year.

HIGHWAY SUPERINTENDENT: Mason reported he had received no bids for the mowing of the Moss Street Cemetery next year. The Town could possibly hire two high school students to mow the cemetery; they could do weekends until school closes. If students are hired the Town would have to buy mowers and have a shed to store the equipment in. The Board will re-visit in February.

The high bid on two lathes on the auction site was \$50.00 each; should he accept the bid or scrap them. Supervisor Hogan stated the bid should be accepted. Kingsbury Volunteer Co. volunteer Bill Hafner placed a bid for \$100.00 for each lathe. The bid was accepted.

A **motion** by Councilman Haessly seconded by Councilman Washburn and carried by a vote of 5 ayes granting permission for Mason to publish a notice for no parking on Town roads from November 19, 2024, to March 31, 2025.

COUNCILMAN REPORT: Councilman Washburn stated "If you have not voted get out and do it."

PUBLIC COMMENT: There is no public comment.

A **motion** by Councilman Haessly seconded by Councilman Washburn and carried by a vote of 5 ayes to enter into an executive session at 7:18 pm to discuss pending litigation and personnel.

A **motion** by Councilman Washburn seconded by Councilman Lindsay and carried by a vote of 5 ayes to exit the executive session at 7:36 pm; no action was taken. The meeting was adjourned.

Respectfully submitted,

Cynthia Bardin, Town Clerk

BUDGET AMENDMENT #2024-003: Reduce budget for Highway Whole-Town; and

WHEREAS: The Town of Kingsbury (TOWN) passed a resolution on September 16, 2024, to use a portion of the ARPA funds for the purchase of a John Deere 5090E Cab Tractor (\$77,907.91) and an Alamo RM 1902s 3-Point Hitch 72" Mower (\$22,823.45); and

WHEREAS: Clerical error overstated the available amount of ARPA funds by \$4,550.94 thereby requiring a correction to Budget Amendment #2024-002

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

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

Decrease Appropriation:	3.5130.2	(Machinery, Equipment)	\$4,550.94
Decrease Revenue:	3.4089	(Federal Aid, Other)	\$4,550.94

JE Number	Date	Description of Transaction	Debit (-)	Credit (+)	Balance
840	7/1/2021	ARPA FUNDS DEPOSIT RECEIVED (GL 1.0688)		269,565.28	\$269,565.28
854	8/30/2021	ARPA FUNDS DEPOSIT RECEIVED (GL 1.0688)		1,100.57	\$270,665.85
866	10/5/2021	LOST REVENUE CALCULATION SERVICES	2,000.00		\$268,665.85
905	12/21/2021	LEGAL FEES (GF-PT)	30,000.00		\$238,665.85
998	6/1/2022	STORED TECH - PC UPGRADES (PER ADOPTED BUDGET)	19,780.16		\$218,885.69
996	7/18/2022	HIGHWAY PAVING OVERAGE	66,531.87		\$152,353.82
997	7/18/2022	COURT PARKING LOT PAVING OVERAGE (VCH 220353)	4,455.48		\$147,898.34
ACH	7/20/2022	ARPA FUNDS DEPOSIT RECEIVED (GL 1.0688)		270,665.85	\$418,564.19
1138	7/18/2023	AMERICAN LEGION	80,393.90		\$338,170.29
1146	8/20/2023	PARKING LOTS SEALING & STRIPING	4,000.00		\$334,170.29
1147	8/7/2023	WATERLINE PROJECT	93,161.23		\$241,009.06
1161	10/31/2023	WATERLINE PROJECT	15,000.00		\$226,009.06
2023 BUDGET	ENCUMBERED	NEW FIRE TRUCK CONTRIBUTION - KINGSBURY HOSE	125,000.00		\$101,009.06
1189	2/6/2024	SENIOR CENTER BUS CONTRIBUTION	4,828.64		\$96,180.42
1249	10/17/2024	MOWER HITCH & JOHN DEERE TRACTOR	100,731.36		-\$4,550.94
	11/4/2024	CORRECTION: MOWER HITCH & JOHN DEERE TRACTOR		4,550.94	\$0.00

Date Prepared: 10/24/2024 12:19 PM
 Report Date: 10/24/2024

TOWN OF KINGSBURY General Ledger Report

GLR0105 1.0
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 Prepared By: REBECCA

Account Table:

Alt. Sort Table:

Fiscal Year: 2024 Period From: 1 To: 12 Trans. Date From: To:

Account No.	Description	Jnl Cat	Trans	Debit	Credit	Balance
Document No.	Vendor Name / Remarks	Period Code	Jnl No. Date			
001.0688	OTHER LIABILITIES		Beginning Balance - - -			(351,009.06)
	CARRYOVER: FIRE TRUCK BUDGETED IN 2023 BUT NOT YET RECEIVED/INVOICED	1 JE	1185 01/02/2024	125,000.00		(226,009.06)
1019	NEW YORK STATE DEFERRED COMPENSATION PLAN - PR1	1 AP	7904 01/03/2024	270.91		(225,738.15)
1019	NEW YORK STATE DEFERRED COMPENSATION PLAN - PR1	1 AP	7905 01/03/2024		270.91	(226,009.06)
	SR CENTER NEW BUS ARPA FUNDS	2 JE	1187 02/06/2024	4,828.64		(221,180.42)
	REVERSAL OF JE# 1187 - SR CENTER NEW BUS ARPA FUNDS	2 JE	1188 02/06/2024		4,828.64	(226,009.06)
	REVERSAL OF JE# 1188 - REVERSAL OF JE# 1187 - SR CENTER NEW BUS ARPA FUNDS	2 JE	1189 02/06/2024	4,828.64		(221,180.42)
	MOSS ST CEMETERY	3 GR	478 03/14/2024		85,534.09	(306,714.51)
	TRANSFER FROM GFNB TO NYCLASS-MOSS ST CEMETERY	3 JE	1192 03/18/2024	85,534.09		(221,180.42)
	ARPA-SEE BUDGET ADJ 160 (2024-002)	10 JE	1249 10/17/2024	100,731.36		(120,449.06)
		****	Ending Balance - - -	321,193.64	90,633.64	(120,449.06)
Balance Sheet Grand Total:				321,193.64	90,633.64	(120,449.06)
Revenue /Expense Grand Total:				0.00	0.00	0.00