

The first regular meeting of the Kingsbury Town Board was conducted on Tuesday, November 12, 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: Cynthia A. Bardin, Town Clerk Elect  
Francis Cortese, Code Enforcement Officer  
Michael Graham, Highway Superintendent  
Jeffrey Meyer, Attorney for the Town for Earth, Waste and Metals  
Mary Ordway, Town Comptroller

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.

**Motion** by Councilman Freebern, seconded by Councilman Collins, and carried by a vote of 5 ayes accepting the minutes of the meetings held on October 28, 2013 and November 4, 2013 as submitted by the Town Clerk with the following clarification of the October 28 meeting minutes: A discussion was had from the proceeds of the sale of the Dix Avenue property to repay the State for the cleanup of the PCBS. Attorney Lais stated we couldn't do that...After all the expenses after September of 2006 are incurred, whatever is left from that we get to subtract after we sign the agreement with the plaintiffs' to go ahead and do this, part of the agreement was that any expenses incurred after that date to get the property for sale.

Superintendent Graham gave an update on the purchase of a 2014 F250 pickup truck to update our fleet. He stated he had called around and got some prices and found we can piggyback off the Village of Port Leyden bid award, which is cheaper than State contract. He contacted Carbone Auto Group and the price with all the options he wanted was \$23,913.00. Neimer was \$24,850.00. The retail price of this truck is \$37,000 and change. If we order it now we can take delivery during the last week of December.

Superintendent Graham reported the building is coming along and the highway crew installed the electrical service and Councilman Bromley gave his assistance. Rosick was there and the geo-thermal wells are complete. He will return and begin to hook everything up. Electrical contractor is running wires in the office. Overhead doors are due any day. The plumbing lines for the oil/water separator have been completed and the roof is complete. He hopes to move in the beginning of January. He is cleaning out the old highway facility to get ready for the move.

Superintendent Graham stated that the septic tank, pump station, the oil/water separator and the concrete are part of that \$10,000 credit from Palette. Mr. Davidson wants to get that cleared up by the end of this year.

Supervisor Lindsay reported the proposition to abolish the Receiver of Taxes Position passed at the November 5, 2013 election. This position will be absorbed into the Town Clerk's Office beginning January 1, 2014.

Cynthia A. Bardin, current Receiver of Taxes and Assessments, submitted her letter of resignation as Receiver effective November 14, 2013. **Motion** by Councilman Doyle, seconded by Councilman Bromley and carried by a vote of 5 ayes accepting her resignation effective November 14, 2013.

Supervisor Lindsay stated that Cynthia Bardin was successful in being elected as Town Clerk effective January 1, 2014. **Motion** by Councilman Bromley, seconded by Councilman Freebern and carried by a vote of 5 ayes appointing Cynthia A. Bardin as Town Clerk effective November 15, 2013 through December 31, 2013 filling the vacancy left by the retirement of Town Clerk Holly Mabb.

Supervisor Lindsay stated the following appointments were necessary to be made:

Registrar Vital Statistics, Issuing Officer for Bingo and Games of Chance licenses; issuing agent for disabled parking permits; and records access officer. **Motion** by Councilman Bromley, seconded by Councilman Collins and carried by a vote of 5 ayes appointing Cynthia A. Bardin as Registrar Vital Statistics, issuing officer for Bingo and Games of Chance licenses, issuing agent for disabled parking permits, and records access officer from November 15, 2013 through December 31, 2013 filling the vacancy left by the retirement of Town Clerk Holly Mabb.

Supervisor Lindsay stated there is an opening on the Board of Ethics due to the retirement of Holly Mabb. **Motion** by Councilman Freebern, seconded by Councilman Collins and carried by a vote of 5 ayes appointing Cynthia A. Bardin as a member of the Board of Ethics from November 15, 2013 through December 31, 2013.

**Motion** by Councilman Bromley, seconded by Councilman Freebern and carried by a vote of five ayes authorizing Cynthia A. Bardin to file a new bank resolution with Glens Falls National Bank changing the names on the Town Clerk's account.

Recreation Secretary Michelle Langlois filed her oath of office very late and the Town Clerk requested the Town Board reappoint her as secretary. **Motion** by Councilman Freebern seconded by Councilman Collins and carried by a vote of 5 ayes reappointing Michelle Langlois as recreation secretary.

Melissa Folster came in today to see Supervisor Lindsay to request the use of town roads for a Rainbow Run 5K-road race to end child abuse on May 4 or May 18 2014. They will use the same town roads as the Luciano race and they have insurance. **Motion** by

Councilman Freebern, seconded by Councilman Collins and carried by a vote of 5 ayes authorizing Melissa Folster to use the town roads for the Rainbow Run 5K road race.

Supervisor Lindsay stated he had a meeting with the Sewer District and he stated a workshop meeting will be scheduled within the next month to discuss the extension of Sewer District Number 2. He wants to include the Planning Board members in this meeting.

Supervisor Lindsay stated that several parcels had been left out of the water district and residents have expressed an interest in obtaining water on Vaughn Road from Route 4 to the Ideal Dairy Farm. This would be a minimal cost to the residents. He suggested a letter be sent to the residents to determine who would be interested in obtaining water.

Councilman Bromley stated he had spoken with Pete Simoneau from Peckham Materials to learn that National Grid wants \$1.5 million to install the gas line. He stated there were only 30 people interested in connecting to the gas line. **Motion** by Councilman Doyle, seconded by Councilman Bromley and carried by a vote of 5 ayes to send a letter to the residents to determine interest in extending the water district and also to determine the interest of hooking into the gas line.

Supervisor Lindsay stated he had contacted Mike McLean from DEC to obtain information about the possible payback of the Brown's Field grant money for the clean up of the Dix Avenue property. Mr. McLean did not wish to make a comment but stated a member of the legal department would be contacting him.

Superintendent Graham stated the installation of the chlorine pit in the Industrial Park has been completed. He hopes to begin digging on Dix Avenue to connect the pipes to that pit located on Mr. Patten's property.

Supervisor Lindsay made a presentation of a plaque and proclamation for retiring Town Clerk Holly Mabb.

PROCLAMATION FROM THE TOWN OF KINGSBURY  
IN RECOGNITION OF HOLLY MABB  
FOR EXEMPLARY AND DISTINGUISHED SERVICE TO  
THE TOWN OF KINGSBURY

WHEREAS, Holly Mabb has served as Kingsbury Town Clerk for twenty-four years; and

WHEREAS, Holly Mabb has served numerous other civic organizations and helped many local groups in our community; and

WHEREAS, Holly Mabb is a highly respected member of the New York State Town Clerks' Association and recently recognized as Town Clerk of the Year; and

WHEREAS, Holly Mabb, after twenty-four years of dedicated service to the Town of Kingsbury, is retiring.

NOW, THEREFORE, BE IT RESOLVED that I, James T. Lindsay, Supervisor of the Town of Kingsbury hereby extend my deepest appreciation to Holly Mabb for her twenty four years of service and proclaim Wednesday, November 13, 2013, Holly Mabb day in honor of her service to the Town of Kingsbury.

Supervisor Lindsay stated that she now had two days because the Village had proclaimed Friday, November 15, 2013 as Holly Mabb day also. He presented her with a plaque signed by the Supervisor and the Councilmen.

Code Enforcement Officer Ross Cortese reported that Royal Wood Shavings Manufacturing Inc. has turned in their application to the Planning Board for a modification of their site plan. They will be meeting next Wednesday, November 20.

Supervisor Lindsay stated he had the information for the bid for garbage removal services. The address for the highway department will have to be changed after January.

**PUBLIC COMMENTS:**

Mr. Dennis Kelly of County Line Road asked about the extra driveway at the RWS site. Superintendent Graham reported that the highway department would be taking that driveway out within the next few weeks.

Supervisor Lindsay stated that the sale of the Dix Avenue property is moving forward.

On a **motion** by Councilman Bromley, seconded by Councilman Freebern and carried by a vote of 5 ayes to discuss legal representation for the Town at 7:45 p.m.

**Motion** by Councilman Bromley, seconded by Councilman Doyle and carried by a vote of 5 ayes to go out of Executive Session at 8:20 p.m.

**Motion** by Councilman Bromley, seconded by Councilman Freebern and carried by a vote of 5 ayes to employ the services of the lawfirm of Meyer and Fuller effective January 1, 2014.

There being no further business to come before the Town Board, **motion** by Councilman Bromley, seconded by Councilman Collins and carried by a vote of 5 ayes to adjourn the meeting at 8:30 p.m.

Respectfully submitted,

Holly E. Mabb, RMC/CMC

<http://www.kingsburyny.gov>