

The second regular meeting of the Kingsbury Town Board was conducted on Monday July 28, 2014 at the Kingsbury Town Hall, 210 Main Street, Hudson Falls, NY.

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

Also Present: Michael Graham, Superintendent of Highways
 Jeffery Meyer Attorney for the Town
 Todd Humiston, Dog Control Officer for the Town

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

There were no corrections or additions to the minutes from the special meeting of July 1, 2014 or the regular meeting held July 14, 2014.

Supervisor Lindsay introduced the new Dog Control Officer Todd Humiston to the Board. Todd was appointed to the job on July 22, and has been very busy since with bites and complaints. A **motion** by Councilman Doyle, seconded by Councilman Freebern and carried by a vote of 5 ayes to accept the appointment of Todd.

Superintendent Graham reported that he had reviewed the two bids for the four mobile lifts and asked the board to go with Garage Solutions the low bid of \$37,500. They are 72,000 lbs. He also asked that they purchase four 18,000 lbs. jack stands for \$682.50 each for a total of \$40,230.00 this includes delivery and

training on site for each employee. **Motion** by Councilman Freebern, seconded by Councilman Collins and carried by a vote of 5 ayes to purchase the lifts and stands from Garage Solutions.

Superintendent Graham said that they had poured a concrete structure at the chlorination station on Dix Ave. They also removed the grizzly at the old town barn. They are almost done with the pad and will be drawing sand in the next few weeks. Patrick Sullivan is working on plans for the salt shed. So things are moving along nicely.

Attorney Meyer reported that he had been in conversation with the attorney from the new facility Weitsman of Kingsbury, LLC. They are proceeding with their due diligence, application preparation and purchase of East Side Metals. They should have the complete application to us in time for the August 11, 2014 meeting and hope that the board will schedule a public hearing for the August 25, 2014 Town Board meeting. Phase one is done and they are working on phase two. The time line on Eastside current license expires August 29, 2014. The hours of operation need to be clarified.

Attorney Meyer said that he and Supervisor Lindsay would be meeting with Mr. Farbstein Friday morning to discuss the financials and implications of records provided to date in regards to Wheelabrator Hudson Falls, LLC. They are looking for a solution to resolve this settlement.

Supervisor Lindsay reported that the annual Tony Luciano 5k road race would be held again on Sunday, August 17th beginning at 10:00 am. This race is sponsored by the Hudson Falls Rotary Club and the proceeds are used to fund scholarships.

Supervisor Lindsay reported the town had received \$10,194.56 from state aide for the annual revaluation program. He also asked if the board members had received copies of the pilot program from the IDA for Dr. Keller's project.

Mr. Lindsay reported that he has been researching the deed to the Kingsbury Cemetery in the hamlet of Kingsbury. He has been working with Bob and Laura in

real property and Colleen the assessor to see who owns the old part of the cemetery. The deeds were never filed correctly.

Mr. Lindsay stated that he had received a letter from Goldberg Segalla stating that Lawsuit regarding Constance Derway is no longer pending against the town.

Mr. Lindsay reported that the Kingsbury Fire Dept. and the Town is being sued by the owner of the power station at Thompson Paper. They are claiming damage was done to the power station when the fire companies were there attending a fire.

Councilman Bromley presented to the board a layout of the former Dr. Solomon's Office on Route 4 which he believes would work for a new office building for the Town. The move would be beneficial to the town if we were to move as we could cut down on many expenses like heating and upkeep. The property is still in the town and convenient for the people. He expressed that he thought the board should send Mr. Solomon a non-binding letter of intent showing we would like to buy the building. We would be able to come up with the cost of moving the court and that would give us something to compare it to when we get the cost of going to the village. He asked to go into executive session at the end of the meeting to discuss Real Estate.

Jane Havens asked the board to give there consideration to make an offer to Mr. Solomon on this property as it would leave the present town hall available for the Hudson River group to buy and open it as a theater if they would like. This is an opportune time for us to move into a more efficient place.

Councilman Bromley asked about Royal Wood. Mr. Meyer said that they are planning on coming back to the planning board. They are working on their list of improvements before they can get any kind of approval.

Motion by Councilman Freebern, seconded by Councilman Doyle and carried by a vote of 5 ayes to accept the following written reports.

Code Enforcement Officer: No. permits 13: Total fees \$848.00

Dog Control Officer: June/July Complaints/calls 27/20; Seizures 4/2;

Unlicensed dogs 20/4; Bites Investigated
7/3; Mileage 172/130; Dangerous Dog
Complaint 1/

Town Clerk

Paid to En Con: \$672.69; Paid to Supervisor
\$3024.9 ; Paid to NYS Dept. of Health:
\$315.State Share of Bingo \$281,25; Paid to
Village of Hudson Falls: \$154.00; Paid to Ag
and Mkts. for Population Control \$94.00.

Town Comptroller

Receipts May \$211,307.07, June
\$70,698.20; Disbursements May
\$447,966.91, June \$171,753.34

Town Justice:

Fees Collected: \$6,697.00

Public Comment: Mrs. Webster from Coleman Ave brought a softball
and reported to the board that this last week had been the worse yet
and that Debbie Batiste had been called to her house. The softballs are still
hitting her house and yard. She said that she would have to have her roof
inspected for damage. Mr. Lindsay apologized that the fence or netting
has not been installed and would see to it that it gets done as
soon as possible. In the meantime if there is damage report it to the town.

Dennis Kelly reported that he would like the board to direct the chairman of the
Planning board to hold a special meeting as R W S is not complying with what
they are supposing to be doing. He said they have had six months to get their

act in gear.

Motion by Councilman Bromley, seconded by Councilman Freebern and carried by a vote of 5 ayes to entered into executive session at 7:50 to discuss a real estate matter.

Motion by Councilman Doyle, seconded by Councilman Freebern and carried by a vote of 5 ayes to return to regular session at 8:20PM. Motion by Councilman Bromley, seconded by councilman Freebern and carried by a vote of 5 ayes to send Joel Solomon a non-binding letter of intent to purchase his property on State Rte. 4 for \$185,000. There being no future business a **motion** by Councilman Bromley, seconded by Councilman Freebern and carried by a vote of 5 ayes to adjourn the meeting at 8:30 PM.

Respectively submitted by

Sylvia Weaver Deputy Clerk

www.kingsburyny.gov