

TOWN OF BROADALBIN

201 UNION MILLS RD
BROADALBIN, NY 12025
518-883-4657

REGULAR MONTHLY MEETING
April 11, 2023

TOWN OFFICIALS

Supervisor – Bruce VanGenderen -absent
Deputy Supervisor – Doug Kissinger -present
Town Board Member – David Bardascini-present
Town Board Member – David Bogardus-present
Town Board Member – Junell Pasquarelli-present

Call to Order – Deputy Supervisor Doug Kissinger 6:30 pm
Pledge of Allegiance said in unison
Roll Call – Town Clerk

Acceptance of Minutes from Previous Meeting March 16, 2023

On a motion made by Councilman Bardascini and seconded by Deputy Supervisor Kissinger

RESOLUTION #2023-61 APPROVAL OF SUBMITTED MINUTES FROM PREVIOUS MEETING

BE IT RESOLVED that the Town of Broadalbin Town Board approved the submitted minutes from the previous meeting of March 16, 2023 as submitted.

**** Discussion: Vote was postponed until end of meeting for all members to review.

VOTE: Van Genderen absent Bardascini aye Kissinger aye Bogardus aye Pasquarelli aye

*At this time Deputy Supervisor Kissinger read aloud the resignation letter of Supervisor Bruce Van Genderen. The letter stated he was regrettably resigning because of health issues that have occurred since his time away. Supervisor Van Genderen stated he will be available to the Town for any help needed in this transaction, for a time, when he returns.

-Discussion continued with Councilman Bogardus requiring if we have to accept his letter of resignation, stating he was sorry to see him go.

-Attorney Casale explained that the letter was received/filed by the Town Clerk and the County Supervisors, therefore it is in effect. Attorney Casale contacted the County Attorney, Jason Bradt, and the Fulton County Board of Elections, to be sure how to proceed. Their instructions are, to ask Deputy Kissinger if he would like to be appointed Supervisor for the remainder of 2023. Then he can decide to run in the General Election in November for Supervisor for four (4) more years or not, but can finish out his Town Board Member term which expires as of December 31, 2025.

On a motion made by Councilman Bardascini and seconded by Councilwoman Pasquarelli **RESOLUTION #2023-62 APPOINTMENT OF DOUGLAS KISSINGER TO TOWN OF BROADALBIN SUPERVISOR**

WHEREAS, the resignation of Bruce Van Genderen as Town of Broadalbin Supervisor has created a vacancy for the position of Town of Broadalbin Supervisor, on April 5, 2023 dated and received, and

WHEREAS, pursuant to the Town Charter/Bylaws, the Town Council shall appoint an individual to fill the vacant seat: and,

WHEREAS, the Town Republican Committee conducted an interview on April 7, 2023 for the position and made a recommendation to appoint Douglas Kissinger.

NOW, THEREFORE BE IT,

RESOLVED, that Douglas Kissinger of Broadalbin, New York, is hereby appointed Supervisor for the Town of Broadalbin.

No further discussion:

VOTE: Kissinger-recused Bardascini-aye Bogardus-aye Pasquarelli-aye

- Supervisor Kissinger agreed to fulfill his obligation, being appointed Supervisor for the remaining months of 2023, and will consider running for the Town Supervisor position in November. He will report back to the Town Board in the near future on his decision.
- Mike Rorick questioned if there was a formal vote to appoint Deputy Kissinger to the Supervisor position at this time?
- Attorney Casale stated the Board voted by Resolution, first asking Deputy Kissinger if he agreed to become Supervisor for the remaining months of 2023.
- Attorney Casale also suggested the Board not to allow "out of order voices" while the Board is conducting business, addressing any inquiries in Public Session. Therefore not everyone is talking at the same time, so he can address issues legally.

PUBLIC SESSION

- Mike Rorick stated the Board is not listening to the public and wants back and forth interaction while items come up. He believes the Board voted prior to the resolution.
- Deputy Kissinger stated this has never happened before, stating Attorney Casale was told how to proceed by the Board of Elections and the County. Also stating the Fulton County Republican Committee met with him, prior to this meeting, supporting him as Supervisor for the remainder of 2023. The Republican Party Committee recommended him to the Town Board this evening to

be appointed for the now open Supervisor seat due to the resignation of Supervisor Bruce Van Genderen.

-Lee Hollenbeck thanked Doug for stepping in now, so we can have representation at the County Level.

-Laurie Bollock inquired as to if now we will have a vote in the County Meetings and can anyone run in November for the Supervisor position?

-Discussion continued with Attorney Casale stating if anyone would like further explanation feel free to contact the Board of Elections.

DEPARTMENT REPORTS

Town Supervisor

-Supervisor Van Genderen absent this evening.

Assessor -Laurie Bollock stated there was not much to report. The Office has been quiet. They have been entering sales, splits and mergers, address changes, etc. They are getting ready to give the Tentative Assessment Roll over to the County so that it may be printed for May 1, 2023.

Building and Grounds

Councilman Doug Kissinger asked the Board if they agreed for him to get prices for a new lawn mower for Town Hall, as the motion was approved at the end of last year. All agreed for him to continue the purchase by getting prices. He will report back to the Board at the next meeting.

Code Enforcer Tom DiCaprio not present

Dog Control Officer - Dale Potts not present

Highway Superintendent –Eric Alley not present this evening. However requested a Motion to put Bids out for Paving for 2023, Kunz Rd., Bornt Rd., Little Rock Lane and possibly Squire Rd. if feasible. Also left a message with the Town Clerk that the new Western Star Plow Truck, already ordered with possible delivery late this Fall, will be an additional \$3,000 and a 2024 instead of a 2023 model.

-On a motion made by Councilwoman Pasquarelli and seconded by Councilman Bardascini

A motion allowing Highway Superintendent Eric Alley to place certain roads out for Paving Bids for 2023. Roads to include at this time; Kunz Rd., Bornt Rd., Little Rock Lane, and possibly Squire Rd., if feasible.

No further discussion:

VOTE: Kissinger-aye Bardascini-aye Bogardus-aye Pasquarelli-aye

Justice Court –Councilman Dave Bardascini read aloud the Court Report for April as follows;

Total fines and fees collected was \$5,178 of which \$4,324 were old fines.

Total cases 50, (42 closed tickets, 36 VTL, 5 PL, 1 Civil, 0 LO, 0 DEC.)

Councilman Bardascini stated the Court Clerks have been working very hard collecting old fines.

Planning Board

-Chairman Mike Crispin stated some of their members attended the free class at FMCC recently.

-They have ten (10) regulations in draft form concerning the Solar Energy Moratorium and will share them with the Town Board at the next meeting for review.

Town Attorney

-Attorney Casale asked if there were any further questions. Nothing at this time.

Town Clerk – nothing at this time.

Youth Commisison

-Keith Buchanan stated the Town Park is open; the water has been turned on, and stated BYC plans on extending the water line to make irrigating the fields more convenient with an additional 670' and hook into the hydrant at a cost to them of \$3,600.

-Keith also stated the Home Show will be held on April 29 at 9am to coincide with the official opening of the Park for the season, inviting all Board Members to come.

- Supervisor Kissinger inquired as to if we would need to contact the insurance carrier for the extension of the water line? Dave Jankowski stated no.

-At this time Keith Buchanan, on behalf of the BYC, presented the Town Board with a check for \$25,000 to be put towards the reimbursement of the Town Park BAN. Keith thanked the Board for all they do for the BYC and stated each year they will be giving the Town an amount towards the BAN. He also thanked Councilman Bogardus for coming to the BYC meetings.

LEGISLATION

-Attorney Casale stated if the Board is so inclined to appoint a Deputy Supervisor, we can do so tonight.

On a motion made by Supervisor Kissinger and seconded by Councilman Bogardus

A motion appointing Councilman Bardascini as Deputy Supervisor for the remainder of 2023.

No further discussion:

VOTE: Kissinger-aye Bogardus-aye Pasquarelli-aye Bardascini –recused

**The Resolution for Deputy Supervisor appointment will be forthcoming at next months' meeting.

OLD BUSINESS

-Councilman Bardascini inquired as to how we fill Councilman Kissingers' Board Member seat?

-Attorney Casale stated as explained before, if Councilman Kissinger doesn't run in November for Supervisor, he can continue his Board Member term until it expires December 31, 2025.

NEW BUSINESS

Approval to pay vouchers (claim)

Prepaid	\$60,405.57
General	11,294.16
Gen OV	178.80
Highway	16,013.72
Total	\$87,892.25

On a motion made by Councilman Bardascini and seconded by Councilwoman Pasquarelli

RESOLUTION #2023-63 APPROVAL TO PAY VOUCHERS (CLAIMS)

BE IT RESOLVED that the Town of Broadalbin Town Board authorizes the payment of the vouchers in the amount of \$87,892.25.

No further discussion;

VOTE: Kissinger-aye Bogardus-aye Bardascini-aye Pasquarelli-aye

Public Session (3 minutes)

ADJOURNMENT 7:13 P.M.

On a motion made by Councilwoman Pasquarelli and seconded by Councilman Bardascini

The April 11, 2023 Town of Broadalbin Town Board meeting was adjourned.

Respectfully Submitted

Cheryl Briggs