

Town of Broadalbin

Special Meeting

July 24, 2023

A Special Meeting was held at 6:30pm on Monday, July 24, 2023 at the Municipal Complex,
201 Union Mills Rd, Broadalbin, NY

Call to Order

The meeting was called to order at 6:30pm

Pledge of Allegiance to the American Flag

The pledge was said in unison.

Roll Call

Supervisor Kissinger-present
Councilman Dave Bogardus-present
Councilwoman Junell Pasquarelli -present
Councilman Dave Bardascini-present

Present

Assessor Laurie Bollock
Assessor Miriam Young
Planning Board Chairman Mike Crispin
Planning Board Member Mike Rorick
Highway Superintendent Eric Alley
Attorney Anthony Casale

** At this time the Public Hearing was opened for Local Law #01-2023
Extending the Moratorium on Solar farms and Solar Energy for an additional six months.
-No comments at this time.

PUBLIC COMMENT

-Mike Rorick stated the Planning Board has been working to get regulations in place for the Solar Farm Law, stating there are many working parts to this process. They have been touching base with other towns to see how they are forming their regulations. He believes a six month extension is well warranted.

** At this time Attorney Casale read aloud the Resolution presented this evening for the Board rescinding Resolution #2023-62 naming Doug Kissinger as Supervisor.
-Discussion was to clarify that Doug Kissinger did not want to continue as Supervisor.

-Attorney Casale explained as of right now Doug Kissinger can continue acting as Town Supervisor for Town business until the vacancy is filled, after the November General Election. If the Board fills the vacancy this evening, and the person is on the Town Board, the resignation of Board seat from that member is required this evening. That person then accepts the position of Supervisor for the remainder of 2023.

-If the Town Board, at this time with a majority rule of three (3) votes, decides to appoint a person not on the Town Board, same rules apply.

-Councilman Bogardus inquired if they can go into an Executive Session to discuss, with Attorney Casale stating yes.

-Doug Kissinger stated this past year has been a whirlwind and he would never have accepted this position stating he can't always make the Fulton County Supervisor's Meetings along with other duties required as Town Supervisor. He only wants to do what is right for the Town. Doug stated he believes someone who has more time and knowledge of this position should be put in this position for the remainder of 2023.

-Attorney Casale stated your comments at this time Doug are well understood, stating Doug can resign and can still act as Town Supervisor, with no action to be taken at this time. He continued, that if we appoint someone this evening, Doug can return as a Town Board Member.

-Councilman Bogardus inquired if any person on the Board would want this position for the remainder of 2023.

-Doug Kissinger stated he believes we need a qualified person, with no disrespect intended. They need to be able to attend the Fulton County Supervisor's Meetings and Committee Meetings that he is on at this time.

-Councilwoman Pasquarelli inquired when the meetings above are mentioned.

-Joe DiGiacomo stated he knows the committees Doug is on at this time, stating the Fulton County Supervisors meet the second Monday of every month at 1pm, the third Monday at 1pm, Health Services meets the third Tuesday at 9am, and the Inter-County Meets the third Wednesday at 8am with traveling to different places around the State. Joe stated next year may be different depending on which committees they place you. And of course, many budget meetings at the County Budget time.

-Attorney Casale stated the floor is open for any discussion or public comment at this time, and stated with any motion to nominate, there is a majority of three votes needed to pass.

PUBLIC SESSION

-Laurie Bollock inquired how many years each Board Member has on the Town Board, stating each of you has helped the previous Supervisor, Bruce Van Genderen with the budget so you think not one of these Board Members is capable to run as Supervisor. (Councilman Bardascini stated he has 1 term, 4 years, along with Councilwoman Pasquarelli, Supervisor Kissinger and Councilman Bogardus has 2 terms, or 8 years in service)

-Supervisor Kissinger stated he is not taking anything away from any of his Board Members, but feels someone with more experience would be a better fit for the Town Supervisor Position.

Public session cont.

-Donna Lewis stated she hoped the Board would consider someone on this current Board to accept the Supervisor Position for the remainder of 2023, stating the residents voted for each of you with the intent to run the Town.

-Assessor Miriam Young inquired at the end of the five month position what happens. It was explained that the General Election takes place in November stating the Board members are running unopposed.

-Paul Palmateer stated the person representing the Town of Broadalbin must be able to make the County Meetings. It is very important that the Town of Broadalbin has a vote at these meetings.

-Joe DiGiacomo stated he is on the ballot for the General Election, running unopposed at this time, and has held the Town of Broadalbin Supervisor Position in the past. He has the experience and time to step in.

-Mike Crispin stated we have four good Board Members that are still operating can someone on the Board step in at this time to go to the County Meetings as a Deputy.

-Doug Kissinger stated he has attended two of the County Meetings and he believes if someone can step in to the County Meetings we should consider that appointment, stating the Town of Broadalbin has 51 or 52 votes.

-Attorney Casale stated since Resolution #2023-62 has been rescinded, Doug's vote won't count at this time.

-Mike Rorick stated he has been sitting here for three years watching Board Members elected. He doesn't think anyone from the outside, such as Joe DiGiacomo or Sheila Dorn, should be allowed to be appointed. He prefers someone on the Town Board be appointed for the remainder of 2023, stating he feels like we have not been represented. Not a fair opportunity.

-Sue McNeil stated Councilman Bardascini is not on the ballot for Supervisor in November. She also stated no one said anything to Joe DiGiacomo or Sheila Dorn, or has helped anyone get on the November ballot. They were welcome to do that on their own.

-Joe DiGiacomo stated he is running unopposed at this time for the General Election in November for the Town of Broadalbin Supervisor. I have done this before in the past many times. He believes there shouldn't be a "lame duck" in this position to operate for five months until January of 2024.

ENTERED AN EXECUTIVE SESSION 7:01 PM

On a motion made by Councilwoman Pasquarelli and seconded by Councilman Bardascini the Town of Broadalbin Town Board entered an executive session to discuss personnel matters in regard to this meeting.

No discussion at this time.

VOTE; Kissinger -aye Bogardus-aye Bardascini-aye Pasquarelli-aye

EXITED AN EXECUTIVE SESSION 7:25 PM

**** **7:26 pm** the Public Hearing to Extend the Solar Farm and Energy was closed with no comments addressed by the Board or attendees.

(Without a motion or second to come out of the executive session.....or minutes taken, the meeting continued.)

At this time Councilman Bardascini handed the Town Clerk a resignation letter to his position as Town Board Member dated July 24, 2023.

On a motion made by Councilwoman Pasquarelli and seconded by Councilman Bogardus A motion to appoint Dave Bardascini to fill the Town Supervisor Position for the remainder of 2023.

No further discussion;

ROLL CALL VOTE: Kissinger-aye Bogardus-aye Pasquarelli-aye

At this time the Town Clerk asked Attorney Casale if we need a Resolution to appoint Dave Bardascini for Town signing privileges. Attorney Casale stated he will communicate with the Fulton County Attorney on how to proceed stating at this time Doug Kissinger can still do business for the Town as Supervisor with signing privileges. We will see if we need a resolution and for now you can ceremoniously pass the gavel.

-Councilwoman Pasquarelli stated the next meeting scheduled Wednesday, August 16, 2023 can we do the resolution. Attorney Casale stated yes, if needed.

ADJOURMENT 7:29 PM

On a motion made by Councilman Bogardus and Councilman Kissinger the July 24, 2023 Special Meeting was adjourned.

No further discussion;

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

Respectfully submitted
Cheryl Briggs, Town Clerk