

TOWN BOARD MINUTES  
TOWN OF POESTENKILL  
TOWN BOARD MEETING

February 16, 2012

(Not approved at time of distribution)

ROLL CALL AS FOLLOWS

Councilman Bayly	Present
Councilwoman Bentley	Present
Councilwoman Cropsey	Present
Councilman Slavin	Present
Supervisor Jacangelo	Present

NON VOTING MEMBERS

Susan Horton, Town Clerk  
Patrick Tomaselli, Town Attorney

The Town Board members met at 7:00 p.m. to review and audit the monthly bills. Motion by Bayly, seconded by Slavin and carried that the bills have been audited for payment.

The public hearing on proposed Local Law #2 of 2012 entitled “Town of Poestenkill Real Property Town Tax Exemption for First Time Home-Buyers of Newly Constructed Homes” was opened at 7:15. The majority of the people that spoke felt that people should buy within their means and shouldn’t expect an exemption. The complete audio tape of the discussion is on file in the Town Clerk’s Office. This proposed local law would extend to qualifying purchasers and residential properties a phased Town tax exemption not to exceed five years in duration. The affidavit of publication was available for review. When everyone was given the opportunity to speak, the public hearing was closed at 7:55 p.m.

Public Comment Period –

H. VanSlyke, talked about residence coming before the planning/zoning boards and how hard it is to prove a hardship and he does not know why this has to be done. Supervisor Jacangelo said that in several weeks’ revisions in the town code will be reviewed and Councilwoman Bentley is the Chairman of this committee. J. Ross, Planning Board member wanted clarification as to the manuscript dated October 2011 as prepared by General Code publishers. Supervisor Jacangelo stated that this draft document is a consolidation of the last 15 years of action taken by the town board members. L. Basle wanted to reserve time when action item number three was being discussed. D. Basle, Fire Chief spoke on his concern about the hydrants not being turned on and he needs some satisfaction regarding this especially when there is a fire and this could put the town in liability situation. Councilman Bayly stated that if he was given a map he would go through and start checking the hydrants.

Motion by Councilman Slavin seconded by Councilwoman Cropsey and an oral vote of 4 ayes with one abstention by Councilwoman Bentley to accept the Town Clerk’s minutes of the meeting of January 19, 2012 as written.

Liaison Reports:

Planning Board – R. Dore spoke on the recent Planning Board meeting. Town Board members had copies of the February 7<sup>th</sup> meeting.

Zoning Board – The Zoning Board meeting of February 14<sup>th</sup> was cancelled due to lack of agenda items.

Fire Company – Supervisor Jacangelo reported that town board members had copies of the recent Fire Company’s financial report. Supervisor Jacangelo reported that the two year Fire Agreement was signed and the fire company has received their first payment.

#### Library

Donna Reis, reported that there is a new link on the Library’s website.

Records Advisory – Nothing to report.

CAC- The CAC did not meet.

Youth Board- The meeting was cancelled.

Water Board – no meeting.

#### Correspondence

Rensselaer County HAV Ceremony – An e-mail was received by Supervisor Jacangelo about the upcoming ceremony to be held at the Sullivan Jones Post on March 13<sup>th</sup> honoring deceased veteran Curtis Jones a veteran of the WWII. All town officials and employees are invited.

Time Warner – Letter dated January 26<sup>th</sup> from Time Warner cable regarding the current franchise fee due to the town.

Rensselaer County Health – Letter dated December 28<sup>th</sup> from the Rensselaer County Health. The letter is in regards to the onsite water supply inspection of Water District #1. The purpose of the inspection was to insure compliance with the NYS Sanitary Code Subpart 5-1 Public Water Systems and to assist water system owners/operators with identifying areas of future need. The county stated that overall; the system is in excellent condition with only a few minor things that need to be addressed.

National Grid – A letter addressed to Supervisor Jacangelo dated February 2012 explains that effective January 1<sup>st</sup>, most national grid bills will decrease.

Fire Dept. – A letter from D. Basle, Fire Chief dated February 2<sup>nd</sup> was received and discussed the fire hydrant issue. This was already discussed previously.

#### Discussion Items –

Spring Clean Up @ Town Highway –Highway Superintendent Chadwick spoke on the upcoming Spring Clean. For the first time this year two roll-offs will be stationed at the highway garage as well as the normal spring brush/leave pickup. Dates to follow and will be published in the advertiser.

Recycling Dates for 2012 Waste Management – The town clerk has set up the dates for the 2012 recycling. The dates will be April 21<sup>st</sup>, June 16<sup>th</sup>, August 18<sup>th</sup> and October 20<sup>th</sup>. This is held at the Waste Management Site. (Rt. 66)

Hazard Mitigation – Town Attorney Tomaselli reviewed this mitigation plan and stated that all 22 Municipalities are a part of this proposed plan. Drafts of the plan have been compiled and approved by FEMA. Each municipality has to adopt their own resolution to disseminate the plan but Poestenkill is not at a point to set a public hearing date. FEMA has required all towns to participate in case of another disaster to qualify for funding.

## Action Items –

Clark Engineering & Surveying Agreement - Motion by Bentley, seconded by Bayly to accept the proposal from Clark Engineering in the amount of \$900 for Engineering services related the 1994 landfill consent order.

Creekside Kennel Agreement – Motion by Bayly, seconded by Cropsey and carried to authorize the Supervisor to sign the new lease agreement with Creekside Kennel and effective through December 31, 2012.

Jersen Construction Closeout Payment - L. Basle was concerned over the town making a final payment to Contractor #1 of the water district because of all the problems that the district has incurred. Motion by Slavin, seconded by Bentley and an oral vote of 5 ayes to authorize the final payment to Jersen in the amount of \$30,848.69.

RESOLUTION #3-2012- IN THE MATTER OF ACCEPTING THE RESOLUTION IN HONORING PRIVATE CURTIS L. JONES FOR HIS SERVICE AND ULTIMATE SACRIFICE FOR THIS COUNTRY

MOVED BY: Councilwoman Cropsey  
 SECONDED BY: Councilwoman Bentley

## VOTED UPON AS FOLLOWS:

Councilman Bayly	Yes
Councilwoman Bentley	Yes
Councilwoman Cropsey	Yes
Councilman Slavin	Yes
Supervisor Jacangelo	Yes

## Reports –

Supervisor's Report/Water updates - Supervisor Jacangelo spoke on the recent water district leakage and what other items are needed to be identified before the actual resolution is signed accepting the water system. He also stated that paperwork has been sent to Saratoga Associates regarding the open space plan.

Town Attorney's Report – Town board members had copies of Mr. Tomaselli's activities since the last town board meeting which includes amending the resolution pertaining to Lochvue, drafting proposed local law #2-2012, reviewed 2012 shelter agreement, worked on ongoing water district matters and routine discussions with various town officials.

Town Clerk's Report – Motion by Slavin, seconded by Bentley and an oral vote of 5 ayes to accept the Town Clerk's report of January 2012. The total amount received in the clerk's office was \$7,246.92 and of that amount \$7,185.52 was remitted to the Supervisor. The Building Inspector/Code Enforcement Officer gave an oral presentation and town board members had copies of his written report. Town board members had copies of the Assessor's monthly report as well as the Highway report and dog control report. D. Niebuhr gave an oral presentation pertaining to her lease agreement and she did this earlier in the meeting.

## Payment of Bills:

Motion by Slavin, seconded by Cropsey and an oral vote of 5 ayes to pay Warrant #3-2012 in the amount of \$214,614.79.

Motion by Slavin, seconded Bentley and an oral vote of 5 ayes to pay Warrant #4-2012 in the amount of \$34,248.82.

Motion by Supervisor Jacangelo to enter into executive session and seconded by Bayly and carried at 9:05 p.m. to discuss Real Property Acquisition. Motion by Bentley, seconded by Slavin and carried to exit from Executive Session at 9:50 p.m. No action was taken in Executive Session. Motion by Slavin, seconded by Cropsey and carried to immediately adjourn.

Motion by

Respectfully submitted,

Susan Horton  
Town Clerk