

TOWN BOARD MINUTES
TOWN OF POESTENKILL
TOWN BOARD MEETING
OCTOBER 18, 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 Slavin, seconded by Bayly and carried that the bills have been audited for payment. Supervisor Jacangelo approached the subject of giving the Board of Assessment Review members (BAR) a \$200 stipend, which will be discussed in further detail at the 2013 Organizational Meeting. Supervisor Jacangelo opened the meeting with the Pledge of Allegiance and then opened the floor for any public comments.

Public Hearing to consider the Preliminary Budget for the year 2013 – The Town Clerk had the affidavit of publication for review. Supervisor Jacangelo stated that the budget figures for 2013 had been discussed at the October 4th workshop meeting. He further stated that for 2013 there is a zero percent tax increase. No one spoke in favor or against the 2013 budget figures and this will formally be voted on during the action items of this meeting. The public hearing was closed at 7:20 pm.

Supervisor Jacangelo opened the Public Comment Period. L. Meade, Snyders Corner resident complained about the truck traffic generated from the nearby business in the early morning hours and he wanted to know if this issue was discussed in the town code. R. Brunet, Code Enforcement Officer spoke on the issue and said he would investigate the matter. Mr. Meade also wanted rumors clarified as to senior housing being proposed in the Snyders Corner area. Supervisor Jacangelo assured Mr. Meade when/if this was to occur abutters of the said property would be notified. When everyone had been given the opportunity to speak, Supervisor Jacangelo closed the public comment period.

Motion by Slavin, seconded by Bentley and an oral vote of 5 ayes to accept the Town Clerk's minutes of the meeting of September 20, 2012, as written. Motion by Bentley, seconded by Slavin and an oral vote of 4 ayes and one abstention by Councilman Bayly to accept the minutes of the Workshop/Special Meeting of October 4, 2012.

Liaison Reports:

Planning Board – Town Board members had copies of the Planning Board minutes of October 16th in their packets. D. Haas, Planning Board Liaison updated the Town Board members on the recent Planning Board meeting. He further stated that the subject of retention ponds in the major sub-divisions was once again discussed by the Planning Board. Supervisor Jacangelo stated he had reviewed some of the major sub-divisions and how they were done. It seems that now the individual homeowners own significant structure elements of the MS4 Plan related to the sub-divisions. In time, he doesn't feel the homeowners will be able to maintain these ponds. Supervisor Jacangelo feels that there is two ways to deal with this issue; one way is to have the elements of the MS4 Plan owned by a Homeowners Association or the second way would be to create a Drainage District. Either way, it would transfer ownership from the individual

homeowner to the developer of the sub-division. Supervisor Jacangelo stated that the cost of a Drainage District has not been explored. Supervisor Jacangelo stated that it is the town's responsibility to keep the developments complying with the MS4 Plan. R. Brunet, CEO shared his views on the retention ponds and gave some background on some of the recent sub-divisions. There was a lengthy discussion on the Homeowners Association of a sub-division. Mr. Brunet wants the issue of ownership of the storm water systems resolved before he will sign off on the MS4 approval. He feels that the next major sub-division approved by the Planning Board should have a requirement that (1) Homeowners Association be established or (2) a Drainage District be created before a sub-division is approved. The discussion on the MS4 issue continued and Mr. Tomaselli discussed with the board how a Homeowners Association works. It was decided that an informational hearing will be held at 7:15 p.m. on November 15th (with Planning Board members invited) to address requirements of future MS4 maintenance and find out whether the Town Board should adopt a local law to address the issue. Memos will be sent to developers also.

Zoning Board – Meeting was cancelled due to lack of agenda items.

Fire Company – Town Board members had copies of the August summary report.

Library –Ed Gesens spoke on the recent Market Day.

Youth Advisory Board –Councilwoman Bentley spoke on the upcoming events.

Correspondence –

Renss. County Agricultural & Farmland Protection Plan – e-mail to Supervisor Jacangelo dated October 10th inviting him to a workshop that will be held at several area locations to discuss the County's Agricultural and Farmland Protection Plan.

Computel Consultants - The board authorized Supervisor Jacangelo to enter into an agreement to examine the town's cable television agreement. This is no charge for this service.

Albany Housing Coalition Inc.-Memo dated September 24, 2012 stating that Home Depot Foundation has awarded \$250,000 to the Albany Housing Coalition Inc. for a home repair program for area senior low-income veteran homeowners.

Time Warner-Memo dated October 10, 2012 stating that Time Warner is committed to provide customers with the best variety and quality in entertainment.

Informational Items - No items.

Discussion Items – EFC refinancing for the Water District - Supervisor Jacangelo stated that EFC is extending the town's short-term financing for a maximum two years or until the project is determined ready to be converted to EFC long-term interest free financing.

Action Items - RESOLUTION#21-2012-IN THE MATTER OF AUTHORIZING THE TOWN SUPERVISOR TO EXECUTE ON BEHALF OF THE TOWN A FLEXIBLE BENEFIT PLAN DOCUMENT AND A PREMIUM CONVERSION PLAN, COLLECTIVELY REFERRED TO AS THE TOWN OF POESTENKILL CAFETERIA PLAN

MOVED BY: Councilman Slavin

SECONDED BY: Councilman Bayly

VOTED UPON AS FOLLOWS:

Councilman Bayly: YES
 Councilwoman Bentley: YES
 Councilwoman Cropsey: YES
 Councilman Slavin: YES
 Supervisor Jacangelo: YES

IN THE MATTER OF ADOPTING THE PRELIMINARY BUDGET AS THE FINAL 2013 BUDGET

MOVED BY: Councilwoman Bentley
 SECONDED BY: Councilman Slavin

VOTED UPON AS FOLLOWS:

Councilman Bayly: YES
 Councilwoman Bentley: YES
 Councilwoman Cropsey: YES
 Councilman Slavin: YES
 Supervisor Jacangelo: YES

RESOLUTION #22-2012-IN THE MATTER OF AUTHORIZING THE TOWN SUPERVISOR TO EXECUTE THE AGREEMENT BY AND BETWEEN UNITED PUBLIC SERVICE EMPLOYEES UNION AND THE TOWN

MOVED BY: Councilman Bayly
 SECONDED BY: Councilman Slavin

VOTED UPON AS FOLLOWS:

Councilman Bayly: YES
 Councilwoman Bentley: YES
 Councilwoman Cropsey: YES
 Councilman Slavin: YES
 Supervisor Jacangelo: YES

Reports –

Supervisor's Report – Supervisor Jacangelo reported on the recent water updates. Supervisor Jacangelo commended Councilwoman Bentley on her work on the code revision and she in turn thanked the highway superintendent and his crew for moving the documents from town hall. Supervisor Jacangelo stated that the Association of Towns Meeting will be held in NYC February 17th- 20th.

Town Attorney's Report – Mr. Tomaselli supplied his monthly report summary to town board members and is on file at the town clerk's office.

Town Clerk's Report – Motion by Cropsey seconded by Slavin and an oral vote of 5 ayes to accept the Town Clerk's report of September 2012. The total amount received in the clerk's office was \$5,283.92 and of that amount \$2,861.37 was remitted to the Supervisor. Town Board members had copies of the Building Inspector/Code Enforcement Officer's written report. They also had copies of the Assessor's monthly report, dog control report and the Creekside Kennel report. There was no highway report. Supervisor Jacangelo reported that so far this year 56

dogs have been adopted through the non-for-profit "Dog House Adoption". He went on to express his thanks to Dawn Neibhur for doing such a great job!

Payment of Bills:

Motion by Slavin, seconded by Slavin and an oral vote of 5 ayes to pay Warrant #19 -2012 in the amount of \$73,599.49. Motion by Bentley, seconded Cropsey and an oral vote of 5 ayes to pay Warrant #20 -2012 in the amount of \$568.98.

Motion by Bentley, seconded by Cropsey and carried to adjourn this meeting at 8:30 p.m.

Respectfully submitted,

Susan Horton
Town Clerk