

TOWN BOARD MINUTES
TOWN OF POESTENKILL
TOWN BOARD MEETING
JULY 18, 2013
(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 an oral vote of 5 ayes that the bills have been audited for payment this evening.

Supervisor Jacangelo opened the meeting with the Pledge of Allegiance and started the agenda items. The following Resolutions will be out of order and the previous numbers will appear later in the meeting minutes. Motion by Bentley, seconded by Bayly and carried to honor Eagle Scouts, Kevin Brunick, Chandler Gibbons, Adam Heisig, and Stephen Pelletier. The respective resolution numbers are Resolution #21 through #24-2013.

John Hinckey is working on a stream restoration project. The project is helping him accomplish the goal of Eagle Scout. The project will take place over the next six weeks and the permitting process was already given by DEC. The one main concern Councilman Bayly had was that there might be silt build-up and Supervisor Jacangelo stated it would be closely monitored. Councilman Bayly stated that he had no problem with the project but that he just wanted it done correctly. The said project is in the stream near the Fire House.

Supervisor Jacangelo opened the floor for Public Comment and no one expressed the desire to speak.

Supervisor Jacangelo opened the public hearing at 7:15 p.m. The affidavit of publication was available for review. The public hearing was on the Map, Plan and Report (MPR) for the creation of a Drainage District for the Lochvue Subdivision. The applicant, as a condition precedent to final approval of the subdivision, must apply for and obtain from the Town Board the establishment of a drainage district as stated in Local Law #1-2013 of the town. The public hearing was closed at 7:25 p.m.

Motion by Bayly, seconded by Cropsey and an oral vote of 5 ayes to accept the Town Clerk's minutes of the June 20, 2013 meeting as written.

Liaison Reports:

Planning Board – Town Board members had copies of the Planning Board minutes of July 2nd in their packets and H. Teal, liaison from the Planning Board spoke on their meeting.

Zoning Board – The ZBA meeting of July 9th was cancelled due to lack of agenda items. H. VanSlyke, ZBA liaison was also present in case Town Board members had any questions.

CAC-Supervisor Jacangelo reported that the notes from the resent CAC meeting were included in town board members packets. The topics discussed were the proposed PDD project on Snake Hill and the Poestenkill stream project. He also stated, that the CAC according to their notes have concerns over the proposed PDD project.

Fire Company – Town Board members were given copies of the Fire Company's current report for June.

Library – L. Lundgren, President of the Library reported on the current activities at the Library which included a petition to increase the Library budget for this upcoming election. She also reported on the work that had been done on the Library front porch by R. Brunet and M. Miller. She also reported on the resent scholarship that was awarded from the Library. A special thanks goes out to Steve Valente for his donated work in enhancing the Library's front porch.

Youth Advisory Board – Councilwoman Bentley reported on the summer camp program.

Correspondence:

Time Warner-Email dated July 2nd explaining changes that affect residential and commercial customers.

NYS Dept. of State – Letter dated July 8th to the town amending the notice of claims agent for service of notices. This will be formally voted on later on in the agenda.

Discussion Items –

Replacement vehicle for Code Enforcement and Water Manager-There was a lengthy discussion among Town Board members about whether or not to have specs available for review before buying a vehicle. Supervisor Jacangelo stated that the vehicle should be in the \$20,000 range and Councilwoman Bentley wanted to know if the money was available and she was told that it was available. Town Attorney Tomaselli wanted to know about the specs for the vehicle and was told that the utility transit vehicle came with standard specs. Mr. Tomaselli wanted to know if there was a State contract bid for this vehicle but was told there was none. Councilman Bayly has a strong feeling regarding the necessity to review more specs before any vehicle is purchased. This will be discussed at a later date.

Action Items:

Lochvue – Drainage District – Review and Adoption of Short Environmental Assessment form (EAF) – Lochvue representatives and Mr. Tomaselli along with Tom Field have reviewed the material that was submitted by Ingalls & Associates, LLP including the Map Plan and Report as well as Part 1 of the Short Environmental Assessment form (EAF). As directed by the Town Board, Mr. Tomaselli completed Parts 2 & 3 of the EAF, prepared the proposed declaration for this action as well as setting forth reasons for supporting the Negative Declaration. RESOLUTION NO. #18-2013 – IN THE MATTER OF THE ESTABLISHMENT OF LOCHVUE SUBSIVISION DRAINAGE DISTRICT. NOW LET IT THEREFORE BE ORDERED AND RESOLVED, that a certified copy of the Town Board's Order of June 20, 2013 together with a certified copy of this Resolution shall also be filed with the office of the State Comptroller, and further that said Office and any other involved governmental agencies be provided with such other documentation and information as may be reasonable requested by said Office or agencies in connection with the establishment of the Drainage District; and it is further

ORDERED AND RESOLVED, without in any way limiting the generality of the foregoing, the Town Clerk shall cause a certified copy of this Resolution, within ten (10) days of its adoption, to be duly recorded in the Office of the Rensselaer County Clerk, which recording shall, pursuant to Town Law 195(1) be presumptive evidence of the regularity of the proceedings for the establishment of the Drainage District, of proceedings instituted for the construction thereof and of all other action taken by the Town Board in relation thereto..

MOVED BY: Councilman Slavin
 SECONDED BY: Councilwoman Bentley

VOTED UPON AS FOLLOWS:

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

A full copy of this Resolution is available in the Town Clerk's Office.

Resolution Ratifying Designation of Town Clerk as Public Official Authorized to Receive Notices of Claim – RESOLUTION #19-2013 – IN THE MATTER OF RATIFYING THE DESIGNATION OF THE TOWN CLERK AS THE PUBLIC OFFICIAL AUTHORIZED TO RECEIVE NOTICES OF CLAIM AGAINST THE TOWN FILED WITH THE NEW YORK SECRETARY OF STATE.

MOVED BY: Councilman Bayly
 SECONDED BY: Councilwoman Bentley

VOTED UPON AS FOLLOWS:

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

Motion by Supervisor Jacangelo to enter into Executive Session and seconded by Bayly and carried to discuss a personnel issue at 8:05 p.m. At 8:10 p.m. on a motion by Bayly and seconded by Slavin and carried the Town Board exited from Executive Session.

RESOLUTION #20-2013- IN THE MATTER OF RE-APPOINTING JEFFRY A. JACKSON AS PART-TIME ASSESSOR FOR THE TOWN OF POESTENKILL for a six year term to commence October 1, 2013 and end September 30, 2019.

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

Review of the 2012 Court Audit-Town Board members had copies of the report which the secretary and the bookkeeper had prepared of the court finances. Councilwoman Cropsey noticed a discrepancy as an overage/shortage on one of the pages. This will be pointed out to the bookkeeper and a formal vote will be taken at the next meeting.

Reports –

Supervisor's Report – Supervisor Jacangelo reported that he had the opportunity to meet with representatives of the Sullivan Jones Post regarding a proposal to incorporate both the Twin Town Field and the post properties to provide the residents with a gathering place. An Ad Hoc committee will look at the pros and cons of an official relationship. The committee will be made up of two representatives of the town, the post will assign two representatives and the league will assign two people. Supervisor Jacangelo asked that Councilwoman Bentley be a town representative as well as June Ross as the other town member. He will reach out to the other two Boards to appoint their representative. He reported that the water district was doing very well and through the Water Manager's efforts the unmetered water loss is now down to 7%. He further noted that they are working on the town hall windows and the painting of town hall.

Town Attorney's Report – Mr. Tomaselli gave his monthly updates which included working on the Lochvue Drainage District, drafting of the Resolutions for tonight's meeting, etc. Full report on file at the Town Clerk's Office.

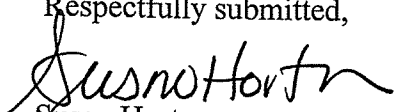
Town Clerk's Report – Motion by Slavin, seconded by Cropsey and an oral vote of 5 ayes to accept the Town Clerk's report of June 2013. The total amount received in the Clerk's office was \$4,070.70 and of that amount \$3,796.36 was remitted to the Supervisor. Town Board members had copies of the Building Inspector/Code Enforcement Officer's written report. They also had copies of the Assessor's monthly report and the highway report. There was no official Creekside Kennel report but Supervisor Jacangelo stated that a new Creekside contract will be voted on at the August meeting. The Highway Superintendent wanted to thank the towns that helped with the chip sealing in our town. Supervisor Jacangelo reported to the board that our Code Enforcement Officer was called out to a fire in the Town of Sand Lake because Sand Lake's Code Enforcement Officer was out of town. Also, on Tuesday night there was an accident on Rt. 351 and Mr. Brunet was called to the scene because of structural damage of the residence.

Payment of Bills:

Motion by Slavin, seconded by Bentley and an oral vote of 5 ayes to pay Warrant #15-2013 in the amount of \$29,145.05. Motion by Slavin, seconded by Cropsey and an oral vote of 5 ayes to pay Warrant #16-2013 in the amount of \$27,030.52.

Motion by Bentley, seconded by Slavin carried to adjourn this meeting at 8:50 p.m.

Respectfully submitted,


 Susan Horton
 Town Clerk