

TOWN BOARD MINUTES  
TOWN OF POESTENKILL  
TOWN BOARD MEETING  
MARCH 20, 2014  
(Not approved at time of distribution)

ROLL CALL AS FOLLOWS

Councilwoman Bentley	Present
Councilman Hass	Present
Councilwoman Ross	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 Bentley, 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 invited the audience to make brief comments and/or request time to speak when a certain item was being discussed. R. Brunet wanted to reserve time to speak when and if the town board discussed the current set back requirements involving sub-divisions and variances as they are discussed in the town code. D. Hass wanted to reserve time to speak under new business pertaining to the town's banking institutions.

Motion by Slavin, seconded by Hass and an oral vote of 5 ayes to accept the Town Clerk's minutes of the February 20, 2014 meeting as written.

Liaison Reports:

Planning Board – No March meeting.

Zoning Board – T. Landry spoke the recent ZBA meeting(s).

CAC-No meeting.

Fire Company – Town Board members had copies of the Fire Co. March report. R. Brunet reported that ten additional Storz Connectors were ordered for the hydrants. Fire Chief, B. Teal reported that there will be a drug forum held at the Fire House on March 31<sup>st</sup> and community members are invited.

Library – K. Jones reported on the current activities at the Library.

Youth Advisory Board – Councilwoman Bentley, reported that an ad had been placed for the vacant Youth Director position and hopefully there will be a good response.

Correspondence:

Time Warner – Memo from Time Warner dated March 5<sup>th</sup> explaining that certain changes in service that are scheduled to take place.

#### Discussion Items –

Proposed Agreement between the Town Board and Town Superintendent of Highways pursuant to Highway Law 284 – Supervisor Jacangelo stated that at the Association of Town’s meeting it was mentioned that the town should have a written agreement between the Town Board and the Highway Superintendent stating specifically what road projects are to take place in the upcoming year; the agreement is amendable if situations change. Mr. Tomaselli had prepared a draft agreement stating the places and manner in which the highway fund appropriations for repairs and improvements are to be expended. There is a necessity for an agreement to be in place regarding these expenditures. The actual plan itself is submitted to the town board by the highway superintendent. Supervisor Jacangelo reported that State Law says that this agreement should be in place. There was a lengthy discussion between town board members and the highway superintendent. Mr. Tomaselli reported that this draft agreement that he had prepared was taken from another municipality and he was told that this agreement is modified so frequently that it is put on the monthly agenda. Councilwoman Bentley stated that this agreement will be difficult to grasp by the current highway superintendent because he has always had free range on what road projects he would be working on. Supervisor Jacangelo stated that general descriptions of the road projects are needed and the highway superintendent doesn’t have to account for every dollar spent. Mr. Tomaselli stated that he would be willing to help the highway superintendent with anything he needs to transition into this new phase.

Councilman Slavin asked the highway superintendent if the highway department will be doing the new septic system for the Library. He answered in the affirmative. Supervisor Jacangelo stated the plans were already approved and that the project will start as soon as the weather broke.

National Grid – Natural Gas Survey – Supervisor Jacangelo reported that about forty people were in attendance at the informational meeting held recently at the fire house on the proposed Natural Gas feasibility study. Most people in attendance were in favor. The town clerk mailed out the initial surveys to the people in the proposed area. Supervisor Jacangelo stated that out of the 200 homes/business’s along the proposed route, the magic number is 165 in favor otherwise if we fall short of that number customers would have a surcharge to finance this project. He further stated that if they do fall short of the magic number perhaps there would be some economical grants to pursue. Legislator, R. Bayly former town board member stated that Supervisor Jacangelo was taking the right approach with the gas issue. There was a difference of opinion between Supervisor Jacangelo and R. Brunet regarding the interpretation of exactly how many people they need to be in favor in order to move this project forward.

Town Security’s Systems – Supervisor Jacangelo reported that several months ago the security systems were discussed along with purchasing cameras for the highway garage. Supervisor Jacangelo researched the issue and got several quotes. Motion by Slavin, seconded by Ross and an oral vote of 5 ayes to authorize the Supervisor to enter into an agreement with First Alert for the purchase of three security cameras for the highway garage. Motion by Slavin, seconded by Hass and an oral vote of 5 ayes to authorize the Supervisor to enter into an agreement with First Alert for annual alarm monitoring for the three town buildings.

Action Items –

Set a Public Hearing Date for a Local Law- “Town of Poestenkill Best Value Contract Award Law” – Motion by Slavin, seconded by Bentley and an oral vote of 5 ayes to set a public hearing date for proposed Local Law #1-2014 entitled “Town of Poestenkill Best Value Contract Award Law” for April 17<sup>th</sup> at 7:15 pm.

Approval for Renewal of Town Insurance - Supervisor Jacangelo stated that there was a small increase in NYMIR’s insurance proposal for 2014. Councilman Hass stated that he had his insurance agent review this proposal and he had some questions pertaining to some of the specifics of the proposed policy; between Supervisor Jacangelo and Attorney Tomaselli they were answered to Councilman Hass’s satisfaction. Councilwoman Bentley and Ross also had several questions which were also answered to their satisfaction.

Award Water and Code Enforcement Vehicle - The one bid that was received from Armory Chrysler Dodge Jeep Ram was for \$23,600 and the bid was opened by the town clerk at 5 pm on March 17<sup>th</sup>. On a motion by Councilwoman Ross and seconded by Councilman Slavin and an oral vote of 5 ayes this bid was rejected because it did not meet the specifications that were required for the purchase of the water vehicle. On a motion by Councilman Slavin, seconded by Hass and an oral vote of 5 ayes the Supervisor was authorized to purchase a water department/code enforcement vehicle off State contract.

Reports:

Supervisor’s Report-Supervisor Jacangelo reported on his recent activities which included meeting with fire company representatives. Met with residents and National Grid regarding the Natural Gas feasibility. Supervisor Jacangelo talked about the drug related issues in the town and nearby communities and that every parent needs to be more alert! He further wanted to thank County Legislator Bayly for attending.

Town Attorney’s Report – Mr. Tomaselli gave his monthly updates which included working on files from the Planning Board, meeting with the ZBA in legal session, review of the town code for possible revision, monitored bid opening, drafting the resolution for tonight’s meeting, etc. The full report is on file in the Town Clerk’s office.

Town Clerk’s Report – Motion by Slavin, seconded by Ross and an oral vote of 5 ayes to accept the Town Clerk’s report of March 2014. The total amount received in the Clerk’s office was \$842.70 and of that amount \$759.36 was remitted to the Supervisor. Town Board members had copies of the Building Inspector/Code Enforcement Officer’s written report. R. Brunet reported on the plan he has in affect when an emergency situation arises within the water district. R. Brunet stated that May is “Building Safety Month” and he encourages citizens to join with their communities in participation in building safety month activities. There was also a brief discussion on the vacant building located along Main Street. Town Board members also had copies of the Assessors monthly report, DCO report and the Highway report.

The highway superintendent reported he was interested in purchasing a 1998 spare truck with 19,000 miles. Supervisor Jacangelo wanted to know why another highway truck was needed and the highway superintendent said it was to be used as a spare when trucks are down and he has the money in his budget. Supervisor Jacangelo said three comparables were needed but Mr. Tomaselli stated that if you can’t get quotes because of this particular year of vehicle then you can document your efforts in doing so or you could look up the year, model and make on kelly’s blue book, etc. Supervisor Jacangelo stated that an order for the town board to authorize this

purchase, documentation is necessary. Motion by Hass, seconded by Bentley and an oral vote of 5 ayes to authorize the execution of the purchase (after do diligence) of the 1998 used F600 with plow/sander for \$13,500. At a prior meeting, the highway superintendent was asked to perhaps locate a piece of snow equipment to clear snow from the sidewalks near town hall. Councilwoman Ross as liaison to the highway department met at length with the highway superintendent discussing this issue. After she discussed the pros and cons of actually having the highway do this clearing, it was decided that such a large piece of equipment was not necessary. Supervisor Jacangelo thought it would be doable with a snow blower. Supervisor Jacangelo instructed Attorney Tomaselli to draft a resolution regarding no smoking in town vehicles for the April town meeting. Councilwoman Ross stated that there was a personnel issue that needed to be discussed in executive session and Supervisor Jacangelo stated that he also needed to discuss a potential real property acquisition in this session.

Payment of Bills:

Motion by Slavin, seconded by Hass and an oral vote of 5 ayes to pay Warrant #5-2014 in the amount of \$9,395.97. Motion by Slavin, seconded by Bentley and an oral vote of 5 ayes to pay Warrant #6-2014 in the amount of \$104,548.01.

New Business – Councilman Hass stated he wanted to discuss the town's banking institutions. Supervisor Jacangelo stated he had spoken with the town clerk and she was fine with her relationship with the current institution (Key Bank) and wanted to keep the tax account and town clerk's account with that bank. The Supervisor will discuss the issue with the current bookkeeper and he will bring his findings back to the April meeting.

Issues with Interpretations between Zoning/Planning Boards – Supervisor Jacangelo reported that some issues had arisen with the planning board regarding minimum lot width; interpretations differed between Planning Board and Zoning Board. Supervisor Jacangelo stated that the question for the town board is should flag pole lots get further review when they are created beyond the planning boards consideration? There was a lengthy discussion among board members as to whether changes should be made to the code. Supervisor Jacangelo stated that this is a very important issue and that town board members should review the material that was distributed at tonight's meeting and this will be discussed at the next town board meeting when a formal decision will be adopted.

Motion by Ross, seconded by Slavin and carried to exit into Executive Session at 10 p.m. to discuss the potential acquisition of real property and a personnel matter with no votes being taken in executive session. Motion by Ross, seconded by Slavin and carried to exit Executive Session at 10:30 p.m. with no votes taken.

Motion by Hass, seconded by Bentley and carried to adjourn this meeting at 10:30 p.m.

Respectfully submitted,

Susan Horton  
Town Clerk