

TOWN BOARD MINUTES
TOWN OF POESTENKILL
TOWN BOARD MEETING
JANUARY 15, 2015
(Not approved at time of distribution)

ROLL CALL AS FOLLOWS

Councilwoman Bentley	Present
Councilman Hass	Present
Councilwoman Ross	Present
Councilwoman Wait	Present
Supervisor Jacangelo	Present

NON VOTING MEMBERS

Susan Horton, Town Clerk
Patrick Tomaselli, Town Attorney

Town Board members reviewed the monthly bills and Supervisor Jacangelo opened the meeting with the Pledge of Allegiance.

Supervisor Jacangelo invited the public to make brief comments and/or request information regarding matters of concern to the town and its' residents. Anyone can request to speak on an item that is on the agenda when the item comes up for discussion. S. Valente Sr., S. Valente Jr. wanted to reserve time to speak when the Board discussed the proposed Highway Law and M. Asquith wanted to speak on the Association of Town's representative. Supervisor Jacangelo spoke with board members as to whether they wanted to approve the appointment of a new Planning/Zoning Secretary or did they want to leave it up to the perspective boards to make the appointment after the interviews. Town board members agreed that there was no need for their approval of the appointment because the hourly wage had already been set at the Organizational Meeting. Supervisor Jacangelo's only request was to meet the person hired.

Motion by Bentley, seconded by Wait and an oral vote of 5 ayes to accept the year-end meeting minutes of December 30, 2014 as written. Supervisor Jacangelo questioned whether or not town board members had copies of the town clerk's Organizational minutes of January 8th. The Town Clerk stated that these minutes were put in town board members mail boxes and the Secretary spoke up and said that these minutes will be on the February 19th agenda for action. Councilwoman Ross asked Supervisor Jacangelo whether H. VanSlyke's appointment to the ZBA (was inadvertently omitted from the Organizational meeting) would take place now and Supervisor Jacangelo stated that his appointment would be done under Action items. M. Asquith, Secretary to the Supervisor wanted to know if anyone was going to be attending the Association of Town's meeting in NYC because paperwork had to be submitted. Motion by Bentley, seconded by Jacangelo and carried to nominate Mr. Tomaselli as the voting delegate for the Association of Town's meeting to be held in NYC from February 15th thru February 18th and Mr. Tomaselli will do his own paperwork.

Liaison Reports:

Planning Board – J. Briggs, Liaison reviewed their January 6th Planning Board meeting and Town Board members had copies of the minutes.

Zoning Board – The Town Board members had copies of the January 13th ZBA meeting minutes. There was also some questions/concerns on some further amendments regarding clarification to

certain land issues and the Code. R. Brunet Code Enforcement Officer weighed in on his opinion on these issues.

Fire Company – Town Board members had copies of the Fire Co. December report. B. Teal, Fire Chief reported on some current issues.

Library –E. Gresens spoke on the current activities going on at the library and he also reported that the Holiday lights were once again successful. Supervisor Jacangelo stated that he has to set up a meeting with library representatives and fire company representatives. He further stated that buried in the 2% cap legislation there is a requirement that every entity that creates a tax has to provide a plan for a 1% efficiency savings. He will discuss this further in the future with the library representatives and the fire company representatives and will speak with the comptroller's office before he sets up the meetings.

Youth Advisory Board – Councilwoman Bentley reported on the upcoming events which include ice skating and an Easter party.

Correspondence:

Time Warner – Letter dated January 7, 2015 regarding certain changes that will be occurring.

Discussion Items –

Methods of Road Protection – Proposed Local Law- S. Valenti stated that he thought that the Board was in favor of the Highway Superintendent having the ability to close certain town roads as he saw fit. Supervisor Jacangelo stated that at the last meeting when this was being discussed Mr. Tomaselli was not present. The purpose of the law is to preserve the local infrastructure by establishing a road preservation vehicle permit system. It is intended to minimize and mitigate damage to town roads above and beyond ordinary wear and tear, resulting from heavy truck traffic due to high impact and/or high frequency commercial and industrial activities. There was a lengthy discussion with Board members and Supervisor Jacangelo regarding what was to be included in the actual legislation. Mr. Tomaselli wanted to know if the legislation is to expressly expand the power of the highway superintendent's authority and to keep the law as simply as possible. Councilwoman Bentley has a problem with having a bond requirement included in this legislation. An appeal process was also discussed. Mr. Tomaselli will work on the draft legislation and incorporate the items discussed this evening and bring it back to the Town Board for their review.

Action Items -

Resolution Regarding Duties of the Code Enforcement Officer-RESOLUTION #3-2015-IN THE MATTER OF AUTHORIZING THE TOWN BUILDING INSPECTOR AND CODE ENFORCEMENT OFFICER TO ENTER AND POST NOTICES ON LANDS WHICH ARE THE SUBJECT OF PENDING LAND USE APPLICATIONS-resolved that as a requirement for the making and prosecution of any application for an area or use variance, subdivision approval, site plan approval, re-zoning or other land use which requires municipal approval and a public hearing by the Town of Poestenkill or any of its boards or agencies, the applicant consents to the Town Code Enforcement Officer and Building Inspector entering upon the subject land and posting an appropriate sign or signs notifying the public of the date, time and place of the public hearing and where additional information on the application may be found. - resolved, that, as part of his powers and duties, the Town Code Enforcement Officer and Building Inspector is hereby specifically authorized to enter upon any property which is the subject of any such application for the purpose of

posting thereon the appropriate sign or signs at such location or locations as the Town Code Enforcement Officer and Building Inspector in his sole discretion might deem appropriate.

MOVED BY: Councilwoman Wait
 SECONDED BY: Councilwoman Bentley

VOTED UPON AS FOLLOWS:

Councilwoman Bentley	YES
Councilman Hass	YES
Councilwoman Ross	NO
Councilwoman Wait	YES
Supervisor Jacangelo	YES

Set Hearing for Superintendent of Highways Law – This will be set at a later date.

Motion by Ross, seconded by Hass and carried to designate Creekside Kennel as the Animal Shelter for the Town of Poestenkill.

Motion by Supervisor Jacangelo, seconded by Councilwoman Bentley and an oral vote of 5 ayes to reappoint Harold Van Slyke to a new five year term on the Planning Board with the term expiration of 12/31/19.

Reports:

Supervisor's Report-Supervisor Jacangelo distributed his State of the Town report to board members and read it into the minutes. He's excited over the new town board member, Michele Wait and he feels that 2015 is going to be a good year for the town. Communications with the public is of the utmost importance. We will make every effort to get the board agenda posted on the web site as early as possible. Town Hall is fully accessible to those with physical handicaps and this year an emergency management plan will be submitted, etc. The full State of the Town report will be posted on our web site.

Town Attorney's Report – Mr. Tomaselli reported on his activities which included doing transfers for the year end meeting, working on the drafting of legislation for tonight's meeting etc.

Town Clerk's Report – Motion by Bentley, seconded by Ross and an oral vote of 5 ayes to accept the Town Clerk's report of December 2014. The total amount received in the Clerk's office was \$8,853.79 and of that amount \$8,731.70 was remitted to the Supervisor. The Town Clerk also prepared her 2014 Revenue and Disbursement report for the Town Board's review. Town Board members had copies of the Building Inspector/Code Enforcement Officer's written report. They also had copies of the Assessors monthly report, DCO report and the Highway report. No report for Creekside Kennel.

R. Brunet, Code Enforcement Officer, wanted to report on several issues including 11 Main St. Progress is being made on the clean-up of the site. Most complaints are solved on a voluntary basis but others linger. Another issue has been prevalent on Rt. 66 regarding the junk that has become an eyesore to area residents. Mr. Brunet stated that at least 8 people have complained about the issue. Mr. Tomaselli is aware of the issue and Mr. Brunet is asking for support from the Town Board on these issues. He doesn't want the issues to linger for months. Supervisor Jacangelo stated that he was shocked at the junk at this particular site and running a business without a SUP and it is lowering property values. A lengthy discussion continued about the scrap

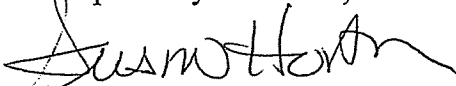
material that this gentleman is storing on the property. Supervisor Jacangelo feels that the town has enough information to bring the gentleman to court. Mr. Brunet also wanted to discuss the Plank Rd. residence that had burned. Mr. Tomaselli stated that there is a law on the books to deal with this situation.

Payment of Bills:

Motion by Hass, seconded by Wait and an oral vote of 5 ayes to pay Warrant #1-2015 in the amount of \$26,224.17. Motion by Hass, seconded by Bentley and an oral vote of 5 ayes to pay Warrant #2-2015 in the amount of \$33,385.22. Motion by Hass, seconded by Bentley and carried to adjust the warrant dated 12/30/14; Corrected amount should be \$10,308.29.

Motion by Hass, seconded by Bentley and carried to adjourn this meeting at 8:55 p.m.

Respectfully submitted,



Susan Horton
Town Clerk