

TOWN BOARD MINUTES
TOWN OF POESTENKILL
TOWN BOARD MEETING

January 21, 2016

(Not approved at time of distribution)

ROLL CALL AS FOLLOWS

Councilman Hass	Present
Councilwoman Ross	Present
Councilman Van Slyke	Present
Councilman Wohlleber	Present
Supervisor Jacangelo	Present

NON VOTING MEMBERS

Susan Horton, Town Clerk
Patrick Tomaselli, Attorney

Motion by Hass, seconded by Ross and carried that the monthly bills had been audited for payment.

Supervisor Jacangelo opened the meeting with the Pledge of Allegiance and opened the floor for comments. T. Anastasia stated that there had been two more accidents on Snyders Corner Rd. and Furry Rd because of the terrible bend in the road at that location. Supervisor Jacangelo stated the Fane representatives would now do their presentation. This presentation had been done at several Town Board meetings in 2015 and revisions have been done to the application since and they are here again with another updated presentation. Wm. Doyle, representing Perry Bros. Adam Schultz representing Callanan and J. Lang Hydrogeologist were all present once again at tonight's meeting. Mr. Doyle reported that the area of confusion in the original application was to do with the ten areas that they are asking to be rezoned of the 17 acre parcel. This has now been clarified in the amended January 13th application which Town Board members have reviewed. He felt that all the areas of concerns have been addressed in this amended application and hopes that this Town Board will move forward with the rezoning process. As stated in previous meetings, this hauling/trucking of material will all take place within the current site of the Callanan/Fane mine and no trucks will enter/exit the Snyders Corner Rd. Town Board members had questions regarding the impact on the surrounding houses near the site and also Board members talked about the natural berm. It was stated that reclamation of the site is an ongoing process. Supervisor Jacangelo at this point, reviewed some of the Town Code pertaining to the rezoning of Natural Products with the representatives present and Town Board members. He then opened up the comment period to the audience. R. Bayly, current Legislator, stated that Mr. Perry owner of the property should have a right to apply for a rezoning because he has been a tax payer for the past 50 years + and Supervisor Jacangelo replied that Mr. Perry has been paid several hundred thousand dollars in years past by the Town. Mr. Schultz stated that according to Poestenkil Town Code the Town Board is the 1st stop in the rezoning process. At this point, several neighbors of the proposed site spoke out and wanted some kind of meeting to be set up so they could have an open forum discussion with Callanan representatives and Supervisor Jacangelo stated that he would try to facilitate such a meeting. Mr. Schultz stated that Callanan /Fane is a good company and they are there to work with the neighbors. Supervisor Jacangelo reported that he had gone to check on a logging site on Mr. Perry's property and was given the run around and he was told that he had to get off the property and incidents like this reflect on the property owner. He stated that he went to the site because he was getting complaints from residents in the area. Mr. Doyle stated that Mr. Perry was not aware of this situation until days later and he doesn't see what this has to with the current rezoning application. After all had been given the opportunity to speak, Supervisor Jacangelo reported that

later in the meeting during Action items he will see what occurs. Mr. Schultz thanked the board for their consideration. The full audio tape of the meeting is on file in the Town Clerk's Office.

Motion by Ross, seconded by Hass and an oral vote of 3 ayes with 2 abstentions by Councilmen Van Slyke and Wohlleber to accept the Town Clerk's minutes of the December 30, 2015 Town Board meeting as written. Motion by Wohlleber, seconded by Van Slyke and an oral vote of 5 ayes to accept the Town Clerk's Organizational Minutes of January 6, 2016 as written.

Liaison Reports:

Planning Board –Town Board members had copies of the Planning Board's meeting of January 5th in their packets.

Zoning Board –Chairman of the ZBA Jamison reported on the January 12th ZBA meeting. Supervisor Jacangelo stated that there is a difference of opinion with the Building Inspector and the ZBA. Supervisor Jacangelo admitted that the Town Code needs a little more definition regarding two family dwellings/town houses and hopes this can be clarified. He will have a conversation with the Planning Board Attorney and the Town Attorney and Mr. Tomaselli interjected saying that the ZBA (trumps) the Building Inspector's interpretation. This will be an ongoing dialogue until this issue is resolved.

Fire Company – Town Board members had copies of the Fire Co. December report.

Library –L.Lundgren reported on the holiday light fund and welcomed the new Town Board members. She also reported on the library's upcoming events.

Youth Advisory Board-Councilman Wohlleber reported that he would be meeting with the Youth Director in the upcoming days.

Councilman Wohlleber and Councilman Van Slyke are going to be putting a committee together to discuss ambulance service in the town and they will keep the board updated.

CAC-No Meeting.

Correspondence:

Memo dated December 16th from Time Warner Cable stating that certain services/stations might be discontinued in the near future.

Action Items:

RESOLUTION #1-2016-IN THE MATTER OF THE TOWN BOARD OF THE TOWN POESTENKILL RECOGNIZING THE PUBLIC SERVICE OF GAIL BENTLEY ON THE OCCASION OF HER RETIREMENT FROM THE TOWN BOARD

MOVED BY: Councilman Van Slyke

SECONDED BY: Councilman Hass

VOTED UPON AS FOLLOWS:

Councilman Hass	YES
Councilwoman Ross	YES
Councilman Van Slyke	YES
Councilman Wohlleber	YES
Supervisor Jacangelo	YES

RESOLUTION #2-2016-IN THE MATTER OF THE TOWN BOARD OF THE TOWN OF POESTENKILL RECOGNIZING THE PUBLIC SERVICE OF MICHELE WAIT

MOVED BY: Councilman Hass
SECONDED BY: Councilman Van Slyke

VOTED UPON AS FOLLOWS:

Councilman Hass YES
Councilwoman Ross YES
Councilman Van Slyke YES
Councilman Wohlleber YES
Supervisor Jacangelo YES

RESOLUTION#3-2016-IN THE MATTER OF THE TOWN BOARD OF THE TOWN OF POESTENKILL ACKNOWLEDGING THE CONDUCT AND COMPLETION OF AN AUDIT OF THE TOWN JUSTICE COURT FINANCIAL RECORDS FOR THE CALENDAR YEAR 2014 AND AUTHORIZING THE TRANSMITTAL THEREOF TO THE NYS OFFICE OF COURT ADMINISTRATION (OCA)

MOVED BY: Councilman Hass
SECONDED BY: Councilwoman Ross

VOTED UPON AS FOLLOWS:

Councilman Hass YES
Councilwoman Ross YES
Councilman Van Slyke YES
Councilman Wohlleber YES
Supervisor Jacangelo YES

Library Lease Agreement for 2016 – Motion by Wohlleber, seconded by Van Slyke and an oral vote of 5 ayes authorizing the Supervisor to sign the \$1 a year Library lease agreement for 2016.

Library Service Agreement for 2016 – Motion by Wohlleber, seconded by Van Slyke and an oral vote of 5 ayes authorizing the Supervisor to sign the Library’s Lease Agreement for 2016.

VFW Post 7466 Service Agreement for 2016 – Motion by Ross, seconded by Hass and carried authorizing the Supervisor to sign the Service Agreement for 2016.

Senior Citizens Service Agreement for 2016 – Motion by Wohlleber, seconded by Hass and carried authorizing the Supervisor to sign the 2016 Senior Citizens Service Agreement.

Possible Certificate of Designation – Assign a Voting Delegate and alternate for the Association of Towns – It was the Town Boards decision that no one will be attending this year’s conference in NYC.

Appoint the Board of Assessment Review members for a 5 year term - Motion by Ross, seconded by Wohlleber and carried to reaffirm the appointments of the three Board of Assessment Review members (BAR) and they are as follows:

Phillip LaRocque term to expire 09/30/2020
William D. Weber term to expire 09/30/2016
Donna Young term to expire 09/30/2018

The salary is to be paid by voucher at \$100 per member/per year.

Authorize the signing of the Well Monitoring/Landfill Agreement with Ryan Biggs/Clark Davis Motion by Van Slyke, seconded by Wohlleber and an oral vote of 5 ayes for the Supervisor to sign the 2016 Engineering Services related to the Landfill Consent Order.

Motion by Supervisor Jacangelo, seconded by Van Slyke and carried to allow the Farmers Market to be held on the Town Hall lawn.

Motion by Supervisor Jacangelo, seconded by Ross and carried to reappoint L. Basle to the Fire Review Board.

Warren Fane Trucking, Inc. Application – Motion by Hass, seconded Van Slyke and an oral vote of 3 ayes (Hass, Ross, Van Slyke) and two nays (Supervisor Jacangelo, Wohlleber) to entertain this rezoning application of Warren Fane.

Reports:

Supervisor's Report- Supervisor Jacangelo reported on the State of the Town and the accomplishments that have occurred over the six years as Town Supervisor. The Water District is completed and working well and we have made our 3rd bond payment on the water district's long term debt. Residents can now access revised Town Code from their computer. Town Hall is now fully accessible with physical handicaps. This year the town will submit an Emergency Management Plan, and an energy conservation program has been fully implemented at town hall. Supervisor Jacangelo reported that we are looking forward to installing the Natural Gas along the main routes of town, etc. The full State of Town is on file in the Town Clerk's Office.

Town Attorney's Report – Mr. Tomaselli drafted resolutions for this evening's meeting, and also several service agreements and incidental discussions with various town officers. The complete report is on file in the Town Clerk's office.

Town Clerk's Report – Motion by Ross, seconded by Van Slyke and an oral vote of 5 ayes to accept the Town Clerk's report of December 2015. The total amount received in the Clerk's office was \$3,600.33 and of that amount \$3,344.09 was remitted to the Supervisor. The Town Clerk also noted that her Revenues and Disbursements for 2015 were in town board packets. Town Board members had copies of the Building Inspector/Code Enforcement Officer's written report. Mr. Brunet elaborated on the water issues that were plaguing Flint Michigan and closer to our area Hoosick Falls and stressed the fact that our water was excellent. There were also reports from the Assessor, DCO, and the Highway Dept. Mr. Chadwick brought up the issue once again that one of his employees was interested in the 811 position and he would like to be involved in the operations.

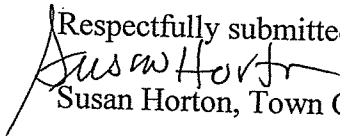
Payment of Bills:

Motion by Hass, seconded by Wohlleber and an oral vote of 5 ayes to pay Warrant #1 -2016 in the amount of \$35,882.52. Motion by Hass, seconded by Ross and an oral vote of 5 ayes to pay Warrant #2-2016 in the amount of \$1,271.08.

Supervisor Jacangelo noted several people have made him aware that one of the garbage vendors in Town is not separating the garbage from the recyclables. He stated that he will be drafting a letter to be sent to the company making them aware of the situation.

Motion by Supervisor Jacangelo, seconded by Ross and carried to enter into Executive Session at 10:20 pm to discuss a personnel issue with no votes to be taken. Motion by Hass, seconded by Van Slyke and carried to exit from Executive Session at 10:20 pm and this meeting was immediately adjourned.

Respectfully submitted,


Susan Horton, Town Clerk