

AGENDA
TOWN OF POESTENKILL
TOWN BOARD MEETING
February 25, 2016

VOTING MEMBERS

Supervisor	Dominic Jacangelo
Deputy Supervisor	June Ross
Councilman	David Hass
Councilman	Harold Van Slyke
Councilman	Eric Wohlleber

NON-VOTING MEMBERS

Town Clerk	Susan Horton
Town Attorney	Patrick Tomaselli

Pledge of Allegiance

Audit Committee- Report of the Committee

I. Public Comment Period

The public is invited to make brief comments and/or request information regarding matters of concern to the Town and it's residents. Speakers should clearly identify themselves and at their option provide their home address. Comments should be directed to the Board and cross discussion with other members of the audience is only permitted at the recognition of the Board. A request can be made to speak on an item that is on the agenda when the item comes up for discussion/consideration by the Board. Your cooperation and courtesy is most appreciated.

II. Town clerk Minutes-Meeting date(s)

January 21, 2016

III. Presentations

Keston Holohan- Eagle Scout Candidate

IV. Correspondence

Time Warner

Water District Residents-Poestenkill Water

Planning Board Memorandum- Definition Regarding Dwellings

V. Liaison Reports

- A. Planning Board
- B. Zoning Board
- C. Fire Company
- D. Library
- E. Youth Advisory Board
- F. CAC
- G. Historian Report

VI. Discussion Items

- A. Food Pantry

VII. Action Items

1. RESOLUTION IN THE MATTER OF THE APPLICATION BY WARREN W. FANE TRUCKING, INC.
2. RESOLUTION IN THE MATTER OF THE TOWN BOARD OF THE TOWN OF POESTENKILL AUTHORIZING A QUALIFIED BUY-OUT AND EARLY RETIREMENT INCENTIVE FOR TIMOTHY SLUSS
3. MOTION TO DIRECT TOWN ATTORNEY TO PREPARE LOCAL LAW IMPLEMENTING PLANNING BOARD RECOMMENDATIONS
4. UNION AGREEMENT AUTHORIZE TOWN SUPERVISOR TO SIGN
5. RESOLUTION AMENDING RESOLUTION 96-19
6. MOTION TO USE RYAN BIGGS / CLARK DAVIS (TOM FIELDS) TO ASSIST WITH FANE REZONING APPLICATION.

VIII. Reports

- A. Supervisor's Report
- B. Town Attorney's Report
- C. Town Clerk's Report
- D. Assessor's Report
- E. Building Inspector's Report/ Code Enforcement Report/Water Manager
- F. Dog Control
- G. Creekside Kennel
- H. Town Highway Report

IX. Budget Transfers

X. Payment of Bills

XI. Adjournment

Reminders

Auditing Bills 7pm regular business to follow
March 17, 2016 Town Board Meeting @7pm

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 Poestenkill 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.

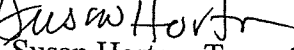
Payment of Bills:

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

Agenda

Robert Brunet

From: Robert Brunet <cepoest@nycap.rr.com>
Sent: Thursday, February 11, 2016 9:23 AM
To: suppoest@nycap.rr.com
Subject: EAGLE SCOUT PROJECT

☞ Hello Dom,

As you are aware, Keston Holohan is working on the construction of a permanent 14' by 14' Covered Pavilion at the VFW site to be used for the Memorial Services, etc. Last Saturday I met at the VFW site with Keston, his family, and a host of others including Toby, Steve Valenti, Rich Cropsey, etc. The materials, wood, concrete, etc. are being provided free. Yesterday, Keston came to my office and we established a file and issued a permit to begin work to construct the pavilion. I categorized to permit fee as "Pending" in anticipation that the Town Board will approve Keston's request to waive the Building Permit fee (\$75) since the pavilion will be used to benefit the Town. Will you therefore include this request in the agenda for the upcoming 2/25/2016 Town Board meeting. Would you recommend that Keston be present to discuss the undertaking? I think that it would be a good development step for Keston.

Regards,
Bob Brunet

Michelle Asquith

From: Eckhardt, Susan <susan.eckhardt@twcable.com>
Sent: Tuesday, January 19, 2016 3:02 PM
To: Eckhardt, Susan
Subject: programming notification



January 20, 2016

Dear Municipal Official:

Time Warner Cable's agreements with programmers and broadcasters to carry their services and stations routinely expire from time to time. We are usually able to obtain renewals or extensions of such agreements, but in order to comply with applicable regulations, we must inform you when an agreement is about to expire. The following agreements are due to expire soon, and we may be required to cease carriage of one or more of these services/stations in the near future *where these services are offered:*

WFNY-CA, WRNN, WNYA SD&HD, WNYT SD&HD, WNYT DT2, WCWN SD&HD, WCWN DT2, WRGB SD&HD, WRGB DT2, WRGB DT3, Music Choice channels 1900-1950, Reelz SD&HD, POP SD&HD, TV One SD&HD, Deutsche Welle, Cinemax SD&HD, Cinemax West, Cinemax On Demand, 5 Star Max SD&HD, ActionMax SD&HD, ActionMax West, MaxLatino SD&HD, MoreMax SD&HD, MoreMax West, MovieMax SD&HD, OuterMax SD&HD, ThrillerMax SD&HD, ThrillerMax West, HBO SD&HD, HBO West, HBO On Demand, HBO 2 SD&HD, HBO 2 West, HBO Comedy SD&HD, HBO Comedy West, HBO Family SD&HD, HBO Family West, HBO Latino SD&HD, HBO Latino West, HBO Signature SD&HD, HBO Signature West, HBO Zone SD&HD, HBO Zone West, NHL Network SD&HD, RFD, YouToo, Zee TV

In addition, from time to time we make certain changes in the services that we offer in order to better serve our customers. The following changes are scheduled to take place:

WGN America will be added on or about January 20, 2016

STARZ® WILL OFFER A FREE PREVIEW APRIL 8-10, 2016. IT IS AVAILABLE TO ALL DIGITAL SUBSCRIBERS AND MAY CONTAIN PG, PG-13, TV-14, TVMA AND R RATED PROGRAMS. TO FIND OUT HOW TO BLOCK THIS PREVIEW, AND FOR MORE PARENTAL CONTROL INFORMATION, VISIT TWC.COM

We will be providing you these notifications whenever there is a change in channel or programming service. You can also check our division website at WWW.TWC.COM if you would like more updated information.

Susan M. Eckhardt
Executive Assistant, Franchising
NJ/NY/PA



120 Plaza Drive, Suite B
Vestal, NY 13850

Phone: 607-584-0627

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February 3, 2016

Dear Municipal Official:

Time Warner Cable's agreements with programmers and broadcasters to carry their services and stations routinely expire from time to time. We are usually able to obtain renewals or extensions of such agreements, but in order to comply with applicable regulations, we must inform you when an agreement is about to expire. The following agreements are due to expire soon, and we may be required to cease carriage of one or more of these services/stations in the near future where these services are offered:

WFNY-CA, WRNN, WCWN SD&HD, WCWN DT2, WRGB SD&HD, WRGB DT2, WRGB DT3, Music Choice channels 1900-1950, POP SD&HD, TV One SD&HD, Deutsche Welle, Cinemax SD&HD, Cinemax West, Cinemax On Demand, 5 Star Max SD&HD, ActionMax SD&HD, ActionMax West, MaxLatino SD&HD, MoreMax SD&HD, MoreMax West, MovieMax SD&HD, OuterMax SD&HD, ThrillerMax SD&HD, ThrillerMax West, HBO SD&HD, HBO West, HBO On Demand, HBO 2 SD&HD, HBO 2 West, HBO Comedy SD&HD, HBO Comedy West, HBO Family SD&HD, HBO Family West, HBO Latino SD&HD, HBO Latino West, HBO Signature SD&HD, HBO Signature West, HBO Zone SD&HD, HBO Zone West, NHL Network SD&HD, Outdoor Channel SD&HD, Al Jazeera America SD&HD, RFD, YouToo, Zee TV

In addition, from time to time we make certain changes in the services that we offer in order to better serve our customers. The following changes are scheduled to take place:

H2 Network may be replaced by Viceland on or around February 29, 2016

A free preview of STARZ will be provided to all TV customers with a Digital Set-Top Box April 8-10, and may contain PG, PG-13, TV-14, TV-MA and R rated programs. To block this preview and for Parental Control information, visit twc.com or call 1-800-TWCABLE. Restrictions may apply

We will be providing you these notifications whenever there is a change in channel or programming service. You can also check our division website at WWW.TWC.COM if you would like more updated information.



February 17, 2016

Dear Municipal Official:

Time Warner Cable's agreements with programmers and broadcasters to carry their services and stations routinely expire from time to time. We are usually able to obtain renewals or extensions of such agreements, but in order to comply with applicable regulations, we must inform you when an agreement is about to expire. The following agreements are due to expire soon, and we may be required to cease carriage of one or more of these services/stations in the near future *where these services are offered:*

WFNY-CA, WRNN, WCWN SD&HD, WCWN DT2, WRGB SD&HD, WRGB DT2, WRGB DT3, Music Choice channels 1900-1950, POP SD&HD, TV One SD&HD, Deutsche Welle, Cinemax SD&HD, Cinemax West, Cinemax On Demand, 5 Star Max SD&HD, ActionMax SD&HD, ActionMax West, MaxLatino SD&HD, MoreMax SD&HD, MoreMax West, MovieMax SD&HD, OuterMax SD&HD, ThrillerMax SD&HD, ThrillerMax West, HBO SD&HD, HBO West, HBO On Demand, HBO 2 SD&HD, HBO 2 West, HBO Comedy SD&HD, HBO Comedy West, HBO Family SD&HD, HBO Family West, HBO Latino SD&HD, HBO Latino West, HBO Signature SD&HD, HBO Signature West, HBO Zone SD&HD, HBO Zone West, NHL Network SD&HD, Outdoor Channel SD&HD, Al Jazeera America SD&HD, RFD, YouToo, Zee TV

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We will be providing you these notifications whenever there is a change in channel or programming service. You can also check our division website at WWW.TWC.COM if you would like more updated information.



TOWN OF POESTENKILL

38 Davis Drive, P.O. 210
Poestenkill, NY 12140

Office of the
Building Inspector/
Code Enforcement Officer/Water Manager

February 20, 2016

Dear Poestenkill Water District Resident,

The Town of Poestenkill has been notified by the Rensselaer County Health Department that sampling in the water district indicates that we have exceeded the Maximum Contaminant Level (MCL) based on a locational running annual average for **Total Trihalomethanes** per the levels established by the Environmental Protection Agency and the New York State Sanitary Code. The Maximum level of this substance as outlined in Part 5 of the New York Sanitary Code is **80 parts per billion**. Subpart 5-1.78 of the New York Sanitary Code requires that Poestenkill provide public notification (Tier 2) to all customers in the Poestenkill Water District #1. A copy of the public notification language was provided for the Town's use by the Rensselaer County Department of Health. For the 4th quarter of 2015 the locational running annual average at one of the two required sampling locations was 82.3 PPB based upon the 11/2/2015 testing. At the second required location the test result was 70.7 PPB, significantly lower than the required limit of 80 PPB. These results are significantly improved from past results, achieved as the result of Troy's efforts. Because of the running annual average measurement, you have received similar letters in the past.. At this point (as will be discussed later) the THM problem is not yet full resolved and the solution rests predominately with the cities of Troy and Brunswick. Trihalomethanes are a byproduct of the chlorine used to disinfect our drinking water supply The City of Troy adds chlorine at their water treatment facility. Brunswick also adds chlorine to the water. In addition, the Town of Poestenkill adds chlorine at the Pump Station on Spring Avenue Extension. It should be mentioned here that our monthly chlorine residual test results (From ST. PETER'S HOSPITAL ENVIRONMENTAL LABORATORY) have continually met safe standards. It also should be mentioned that Poestenkill does not treat our water for THMs. As a matter of fact, with the high level of THMs in the water which we receive from Troy and which is pumped through Brunswick, it is virtually impossible to meet the existing THM requirements without specialized water treatment in Poestenkill; we are dependent upon Troy and Brunswick to reduce the THMs in the water which they provide us. There is no action needed by homeowners. The Town of Poestenkill has been and will continue to be working with the City of Troy Water Department, the New York State Health Department, and the Rensselaer County Health Department to reduce Tribalomethanes while maintaining chlorine levels that will ensure that your drinking water is safe.

The Rensselaeraer County Department of Health required wording is contained in the following two paragraphs.

Notification Language for TTHMs

Trihalomethanes are a group of chemicals that includes chloroform, bromoform, bromodichloromethane, and chlorodibromomethane. Trihalomethanes are formed in drinking water during treatment by chlorine, which reacts with certain acids that are in naturally-occurring organic material (e.g., decomposing vegetation such as tree leaves, algae or other aquatic plants) in surface water sources such as rivers and lakes. The amount of trihalomethanes in drinking water can change from day to day, depending on the temperature, the amount of organic material in the water, the amount of chlorine added, and a variety of other factors. Drinking water is disinfected by public water suppliers to kill bacteria and viruses that could cause serious illnesses. Chlorine is the most commonly used disinfectant in New York State. For this reason, disinfection of drinking water by chlorination is beneficial to public health.

Some studies suggest that people who drink chlorinated water (which contains trihalomethanes) or water containing elevated levels of trihalomethanes for long periods of time may have an increased risk for certain health effects. For example, some studies of people who drank chlorinated drinking water for 20 to 30 years show that long term exposure to disinfection by-products (including trihalomethanes) is associated with an increased risk for certain types of cancer. A few studies of women who drank water containing trihalomethanes during pregnancy show an association between exposure to elevated levels of trihalomethanes and small increased risks for low birth weights, miscarriages and birth defects. However, in each of the studies, how long and how frequently people actually drank the water, as well as how much trihalomethanes the water contained is not known for certain. Therefore, we do not know for sure if the observed increases in risk for cancer and other health effects are due to trihalomethanes or some other factor. The individual trihalomethanes chloroform, bromodichloromethane and dibromochloromethane cause cancer in laboratory animals exposed to high levels over their lifetimes. Chloroform, bromodichloromethane and dibromochloromethane are also known to cause effects in laboratory animals after high levels of exposure, primarily on the liver, kidney, nervous system and on their ability to bear healthy offspring. Chemicals that cause adverse health effects in laboratory animals after high levels of exposure may pose a risk for adverse health effects in humans exposed to lower levels over long periods of time.

WHERE DOES OUR WATER COME FROM?

In general, the sources of drinking water (both tap water and bottled water) include rivers, lakes, streams, ponds, reservoirs, springs, and wells. As water travels over the surface of the land or through the ground, it dissolves naturally occurring minerals and, in some cases, radioactive material, and can pick up substances resulting from the presence of animals, vegetation or from human activities. Contaminants that may be present in source water include: microbial contaminants; inorganic contaminants; pesticides and herbicides; organic chemical contaminants; and radioactive contaminants. In order to ensure that tap water is safe to drink, the State and the EPA prescribe regulations which limit the amount of certain contaminants in water provided by

public water systems. The State Health Department's and the FDA's regulations also establish limits for contaminants in bottled water which must provide the same protection for public health.

The Town of Poestenkill purchases its water from the City of Troy, which is then pumped from Troy to Poestenkill, through Brunswick. The City of Troy draws its water from a "Surface Water Supply", the spring fed Tomhannock Reservoir. It is located northeast of the City of Troy. Water flows from the Reservoir to the Troy Water Treatment Plant (TWTP), a complete treatment facility. In an effort to lower the formation of disinfection byproducts (DBBPs), TWTP has started to add potassium permanganate at the Tomhannock Reservoir. Potassium permanganate is a strong oxidant that is used to oxidize the iron and manganese, but does not produce the DBBP's that chlorine does. Potassium permanganate is being fed seasonally from about June to about October depending on the iron and manganese levels in the Raw Water. Additionally chlorine dioxide is added to oxidize the organic material that leads to the formation of disinfection byproducts when it reacts with chlorine, chlorine dioxide does not form DBBP's like THM's or HAA5's. Chlorine dioxide is fed year-round. They also add fluoride at a low level to protect teeth against dental cavities.

Our water system serves approximately 350 service connections with approximately 700 people using water daily. The water is chlorinated as it enters the town prior to distribution; this is the only treatment which Poestenkill employs.

ARE THERE CONTAMINANTS IN OUR DRINKING WATER?

As the State regulations require, we routinely test your drinking water for numerous contaminants. These contaminants include: total coliform, turbidity, inorganic compounds, nitrate, nitrite, lead and copper, volatile organic compounds, total trihalomethanes, haloacetic acids, radiological and synthetic organic compounds. The only contaminant exceeding requirements is THMs; Poestenkill has continually met all other contaminant requirements. The State allows us to test for some contaminants less than once per year because the concentrations of these contaminants do not change frequently.

It should further be noted that all drinking water, including bottled drinking water, may be reasonably expected to contain at least small amounts of some contaminants. The presence of contaminants does not necessarily indicate that water poses a health risk. More information about contaminants and potential health effects can be obtained by calling the EPA's Safe Drinking Water Hotline (800-426-4791) or the Rensselaer County Health Department at (518)270-2632, Mr. Rich Elder.

As discussed in previous letters to the Poestenkill water users, meeting this standard is beyond the control of Poestenkill and improvement depends largely on Troy. There have been ongoing meetings with Troy, New York State Department of Health, Rensselaer County Department of Health, Brunswick and Poestenkill. Troy has been taking significant steps to reduce the Total Trihalomethanes; however, since the standard is based upon a twelve month moving average of quarterly results, we can expect to exceed the standard for some time. As a result of the efforts led by Troy, our THM level has improved, but, again, due to the annual running average (the nature of the measurement) it will be some time before Poestenkill meets the standard.

Furthermore, in addition to the work done by Troy, Brunswick and Poestenkill, it is possible that Poestenkill will be required to perform additional treatment to our water. We are proud to report that our system did not violate a maximum contaminant level of any other water quality standard.

Please share this information with all the other people who drink this water, especially those who may not have received this notice directly (for example, people in apartments, nursing homes, schools, and businesses). You can do this by posting this notice in a public place or distributing copies by hand or mail.

We will continue to work to solve the THM problem and will update you regarding any actions that the Town takes. If you have questions you may also contact the Town of Poestenkill Water Department at 283-5100 extension 102.

Sincerely,

A handwritten signature in cursive script that reads "Robert L. Brunet".

Robert L. Brunet, P.E.
Water Manager
Town of Poestenkill



Planning Board

TOWN OF POESTENKILL

38 Davis Drive / P.O. Box 210
Poestenkill, NY 12140
(518) 283-5100 Phone
(518) 283-7550 Fax

Memorandum

To: Town Board Members

From: Planning Board

Re: Changes to the Code of Definitions Regarding Dwellings

Date: February 16, 2016

Enclosed are proposed changes to the Town Code that the Planning Board believes will aid residents in understanding what is required of them by the entire code. The Planning Board met on February 2, 2016 and made a motion to recommend these changes to the Town Board. New definitions tie the Definitions and Districts Schedule of Use Regulations to each other. Also enclosed are corrections pending from the adoption of the current version of the code that merit a review by the Town Board.

Suggested Changes to Code Definitions Regarding Dwellings

Dwelling:

A building or entirely self-contained portion thereof containing complete housekeeping facilities for only one family, including any domestic servants employed on the premises, and having no enclosed space (other than vestibules, entrances or other hallways or porches) or cooking or sanitary facilities in common with any other dwelling unit. A boardinghouse, dormitory, hotel, motel, inn, nursing home, fraternity, sorority or other similar building shall not be deemed to constitute a dwelling unit.

Proposed change: *None*

Accessory Family Dwelling Unit:

An accessory structure, attached to or detached from the principal building, which is subordinate to the principal structure, the use of which is customarily incidental to that of the principal building and located on the same lot with such principal building. The class of structure commonly referred to as a "mobile home" shall not be utilized as an accessory family dwelling unit.⁽¹⁾

Proposed change: *None*

Dwelling, Multiple:

A detached, semidetached or attached building or portion thereof containing three or more dwelling units.

Proposed change: *Any principal building with three or more dwelling units is considered a Multifamily dwelling on the District Schedule of Use Regulations.*

Dwelling, One-family:

A detached building containing one dwelling unit only.

Proposed change: *Any principal building with only one dwelling unit is considered a 1-family dwelling on the District Schedule of Use Regulations.*

Dwelling, Row or Detached:

One-family dwelling with party walls separating it from adjacent units on both sides, with each having separate entrances from the outside.

Proposed change: *Delete. Never referenced again in the code.*

Or

This building is considered a Multifamily dwelling on the District Schedule of Use Regulations.

Dwelling, Two-family:

A detached or semidetached building containing two dwelling units only.

Proposed change: *Any principal building with two dwelling units is considered a 2-family dwelling on the District Schedule of Use Regulations.*

To: Planning Board Members
From: Judy Grattan
Subject: Issues Found During Comparison of Former and Current Town Code
Date: August 4, 2014

I compared the former and current Town Code chapters that pertain to the Planning Board. This review included Chapter 150 Land Use (except for the section of Personal Wireless Services) and Chapter 195 Subdivision of Land. In reviewing the material a few issues came to light and I have detailed them below.

Section 195-6 F (1) Approval of preliminary plat (for major subdivisions)

This section was changed to allow 62 days for the Planning Board to act on plat approval. Unfortunately only part of the code was changed. The section allows the Planning Board 62 days to act but still states that failure to act within 45 days shall constitute approval. *I would strongly recommend the Town Board be requested to immediately correct this section.*

Section 150-85 C (4) Procedures (for Zoning Board of Appeals)

This section should say Clerk of the Planning Board *not* Secretary of the Planning Board. *I would suggest the Town Board be requested to consider correcting this section whenever another change to the code is made.*

Section 150-87 A Creation; appointment; organization; training; attendance; removal

This section should say Secretary of the Planning Board *not* Clerk of the Planning Board. *I would suggest the Town Board be requested to correct this section whenever another change to the code is made.*

Section 150-87 B Membership

This section restricts Town Board members from sitting on the Planning Board. Perhaps it should also state that Planning Board members cannot sit on the Town Board or Zoning Board of Appeals? Or is this covered by a resolution rather than the Town Code? *I would suggest the Town Board be advised of this.*



Planning Board

TOWN OF POESTENKILL

38 Davis Drive / P.O. Box 210

Poestenkill, NY 12140

(518) 283-5100 Phone

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Memorandum

To: Town Board Members

From: Planning Board

Re: Planning Board Alternate Vacancy

Date: February 3, 2016

The planning board recommends Steve Valente as the Planning Board Alternate. He would replace alternate member Don Heckelman. The planning board previously recommended that alternate member Heckelman move from alternate board member, to planning board member, upon the vacancy of member Wohlleber

Mr. Valente's term would be for the remainder of member Heckelman's alternate term and ending 12/31/16.

The Planning Board would also like to express their strong opinion that the other applicant, Martha Haas, was an excellent candidate and they hope that she will apply for the alternate position that is available on the Zoning Board of Appeals.

Amy Ferguson
1 Adams Ct
Averill Park, NY 12018

January 19, 2016

Judy Grattan, Chairman of Planning Board
Town of Poestenkill
PO Box 210
Poestenkill, NY 12140

Dear Judy,

I am writing to formally notify you that I am resigning from my position as Planning Board and Zoning Board of Appeals Clerk. I'm more than willing to stay on for a couple of months, if needed, to give the boards time to find my replacement.

As I explained when we talked about this last week, my own personal circumstances have changed a bit since I took the position and I feel this is the best thing for me and my family. I have enjoyed working with both boards and appreciate very much the opportunity to serve the boards.

Sincerely,

A handwritten signature in cursive script that reads "Amy Ferguson". The signature is written in black ink and is positioned above the printed name.

Amy Ferguson



Planning Board

TOWN OF POESTENKILL

38 Davis Drive / P.O. Box 210

Poestenkill, NY 12140

(518) 283-5100 Phone

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PLANNING BOARD

February 2, 2016 Minutes

(Distributed before approval)

Attendees:

Judy Grattan, Chairman

Robert Dore

William Daniel

Harvey Teal

Jeffrey Briggs

Don Heckelman

Tom Russell

Absent:

Robert Ryan, Attorney

Chairman Grattan called the meeting to order at 7:31 pm with the Pledge of Allegiance.

Minutes

The minutes of the Board meeting on January 5, 2016 were reviewed a motion to accept the minutes was made by Member Heckelman, seconded by Member Daniel, and approved by a vote of seven (7) ayes, zero (0) nays, and zero (0) abstentions.

Public Comment Period

Town Board member Van Slyke asked about the status of the recreational facility on Legenbauer Road. Chairman Grattan explained that they have been advised that they need to apply for a Special Use Permit, but that application has not come before the board yet.

There being no further comments from the public, public comment period was closed.

New Applicants

Perry Bros. Sand & Gravel

(Tax Map # 135.-7-10.3)

Fane Rezoning Application

Representatives from Warren Fane Trucking, Inc. Attorneys William Doyle and Adam Schultz and Mr. Jeffrey Lang of Griggs-Lang Consulting Geologists, Inc. were present at the meeting. The application was explained to the board, including what would be done, the acreage that would be affected, etc. They explained that there would be no processing of material at this location, just the removal of material. The berm that is to be created was explained and the restoration process was also explained.

The Planning Board asked questions regarding the operations that would take place and the effects on the land, noise, etc. including but not limited to the berm that would be put in place and the height of it, the elevation of the floor of the operation, the plan for restoration of the land to bring it back to its natural state once mining is complete, and the current conditions of the property. The representatives further explained their plans for the property and the plan to restore it.

Chairman Grattan made a motion this is a Type I SEQR action. Board member Briggs seconded the motion and it was approved by a vote of seven (7) ayes, zero (0) nays and zero (0) abstention.

Resolution of Issue: Application was defined as a Type I action.

Updates:

Review of Fee Schedule - Chairman Grattan asked the board if they had any changes to recommend to the Town Board. The board did not, therefore no recommendations of changes will be made to the Town.

Ambulance Advisory Committee – Both Members Heckelman and Russell expressed interest in being on the committee. Member Heckelman's wife will be on the committee as well, and given that, the board decided that Member Russell will represent the Planning Board on the committee.

Changes to the Code – Chairman Grattan asked the board if they would like to recommend that changes to the definitions that she presented last month on to the Town. Town Board Members Wohlleber, Ross and Van Slyke and Zoning Board of Appeals Chairman Jamison were in attendance. A discussion of the proposed changes took place between the Planning Board members and the other Board's members. Chairman Grattan explained the application that has brought this issue to the forefront.

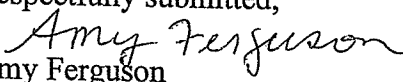
Member Briggs made a motion to recommend the changes to the Town Board, seconded by member Daniel, with all present in favor of the motion.

Executive Session

A motion to enter into Executive Session was made at 8:15 by Chairman Grattan and seconded by member Russell to conduct interviews for the Planning Board alternate position. Discussion regarding the candidates was had and a recommendation made to the Town Board. A motion to exit from Executive Session was made at 8:58 by Chairman Grattan and seconded by member Daniel.

There being no further business, a motion to adjourn was made by Chairman Grattan, seconded by Member Briggs, and approved by all members present. The meeting was adjourned at 9:00 p.m.

Respectfully submitted,


Amy Ferguson
Secretary



TOWN OF POESTENKILL

38 Davis Drive / P.O. Box 210
Poestenkill, NY 12140
(518) 283-5100 Phone
(518) 283-7550 Fax

Zoning Board of Appeals

ZONING BOARD OF APPEALS

January 12, 2016 Minutes
(Distributed before Approval)

Attendees:

Paul Jamison, Chairman
Terry Lantry
Frank Burzesi
Cheryl Sarjeant

Absent:

Patrick Tomaselli, Attorney
Kevin McGrath

Chairman Jamison opened the meeting at 7:35 pm.

New Applicant

Shane Cahill

(Tax Map # 125.7-2-1)

Use Variance

130 Main Street

Mr. Cahill explained to the board the existing conditions of the property, including the buildings that are currently on the property (barns, apartments and 40X60 steel building) and that he bought the property in October 2015. He also explained what he would like to do with the property, including wanting to make the steel building available for rent to contractors/businesses for storage of their machinery, materials, etc. Separate to that, he would like to construct approximately 20 self-storage units that would be available to his tenants on this property and those at 99 and 101 Main Street that currently have no place to store their extra belongings. Currently many tenants store things outside, in an unsightly way. This would give them the opportunity to store their belongings indoors, out of site and out of the elements, for an extra fee. If these were not fully rented by his tenants, he would like to be able to make them available to the general population for rent, as there is no self-storage available in Town.

Chairman Jamison clarified that these would be Use Variances and that the criteria that must be met to obtain this type of variance is very stringent. Member Burzesi asked if for the steel building, would he allow someone to store machinery outside of the building. Mr. Cahill said that he would not, the only space available to rent would be inside the 40X60 building. Member Burzesi further stated that in order to decide on a variance of this type, it would have to be very well defined, with all the specifics of what was intended.

Further discussion took place among board members if Mr. Cahill was to build a structure, for example, garage(s), that would only be available for his tenants and not to the general public, that would be a different scenario and would require a building permit from the Code Enforcement Officer and no variance would be necessary.

Resolution of Issue:

Mr. Cahill will decide more specifically what he would like to do, and will continue with his pursuit of the variances if he chooses to go that route or will apply for a building permit for a different type of structure.

Sharif Mohamed/Stoney Brook LLC
(Tax Map # 125.12-6-1)

Area Variance and Use Variance
9 School Road

Mr. Mohamed explained to the board what he would like to do on his property. He is looking to build two (2) duplexes on the lot, he has a building permit for one, he has been to the Planning Board for a subdivision which they could not grant/entertain fully because the subdivided lots did not meet the minimum lot width at the 150 foot setback requirement. Additionally two (2) duplexes are over the density limit, therefore he needed to apply for variances before a subdivision could be addressed.

After a lengthy discussion with the Board and Mr. Mohamed, it was decided that there are three (3) issues that need to be dealt with. He needs a Special Use Permit from the Planning Board for the existing duplex and any subsequent duplexes, as duplexes require a Special Use Permit in the Residential District. The Special Use Permit needs to be granted from planning before they can entertain the variances. For the variances, the board agreed that it would be two area variances, one for the minimum lot width, one for the density. Mr. Mohamed asked the board if it would help if he obtained the abutting property. The response was that he would still need a Special Use Permit for the additional duplex, but perhaps the variances for the new lot wouldn't be needed if he met all of the requirements. Member Lantry asked if the septic systems were in. Mr. Mohamed replied that, yes, one is in, the other has been approved by the County but is not in yet.

Resolution of Issue: Mr. Mohamed will complete the Special Use Permit for the existing duplex and come back to Zoning if and when that is approved by the Planning Board.

Minutes

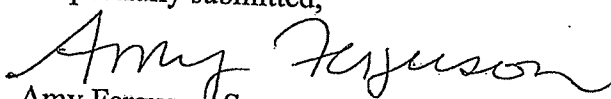
The minutes of the Board meeting on December 8, 2015 were reviewed. A motion to accept the minutes as written was made by member Burzesi, seconded by member and Sarjeant approved by a vote of three (3) ayes, zero (0) nays, and one (1) abstention (Lantry).

Organizational Items:

Due to the fact the Member McGrath was not in attendance, the positions of Vice Chair and Secretary would be entertained next month.

There being no further business, a motion to adjourn was made by member Lantry and seconded by member Burzesi and approved by all members present. The meeting was adjourned at 8:40 p.m.

Respectfully submitted,


Amy Ferguson, Secretary



TOWN OF POESTENKILL

38 Davis Drive / P.O. Box 210
Poestenkill, NY 12140
(518) 283-5100 Phone
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Zoning Board of Appeals

ZONING BOARD OF APPEALS

February 9, 2016 Minutes
(Distributed before Approval)

Attendees:

Paul Jamison, Chairman
Terry Lantry
Frank Burzesi
Cheryl Sarjeant
Kevin McGrath
Patrick Tomaselli, Attorney

Absent:

Chairman Jamison opened the meeting at 7:37 pm.

Sharif Mohamed/Stoney Brook LLC
(Tax Map # 125.12-6-1)

Interpretation of Variances
9 School Road

Chairman Jamison recapped the status of the applications. He also explained that the Planning Board had asked for an Interpretation from the Zoning Board on their decision to ask Mr. Mohamed to complete the Special Use Permit application process on the existing structure that is being constructed before they would hear the applications for variances. Chairman Jamison asked Mr. Mohamed if he had applied for the Special Use Permit. Mr. Mohamed responded that he had not. A lengthy discussion was had among the board members about the variances and the reason for the need for the Special Use Permit. There was also lengthy discussion on the definition of a dwelling unit, 1-family dwelling, 2-family dwelling, dwelling – row or attached and multifamily dwelling and which category a duplex falls into. Building Inspector and Code Enforcement Officer, Bob Brunet was in attendance and addressed the board, explaining his position on the issue and why he made the determination to issue a building permit without requiring an approved Special Use Permit first. He explained that the term Duplex is not in the Town's Code. He issued a building permit basing some of his decision on the NYS Uniform Fire Prevention and Building Code. He also explained that the building will soon be ready for a CO [Certificate of Occupancy] and he wanted an answer from the board as to whether or not they are requiring a Special Use Permit before that CO can be granted. Chairman Jamison responded that before they can make a final decision, a Public Hearing would need to be held. No decision could be made before then.

Attorney Tomaselli asked Mr. Mohamed why he would not want to apply for a Special Use Permit. Mr. Mohamed explained that the way he interprets the code, he does not need a Special Use Permit for a duplex.

Chairman Jamison brought up the point that although Mr. Brunet feels he has found a definition of a duplex, that definition does not exist in the Town's Code. There was a lengthy discussion among the board members and Mr. Brunet on the interpretation of 'semidetached', 'detached', 'party wall' and the Land Use Table in the code and again where duplex falls. Mr. Brunet cited examples of two-family dwellings in Town. Chairman Jamison asked Mr. Brunet a couple of times what his definition of a two-family dwelling is.

It was determined with the advice of Attorney Tomaselli that the ZBA could interpret this duplex situation as a two-family going forward but not make it retroactive to Mr. Mohamed's case. Or, they could say that the code is clear as written and can interpret it as so. Attorney Tomaselli also suggested that the board could suggest a moratorium on the issue to the Town Board.

Chairman of the Planning Board, Grattan, was in attendance and explained that this still doesn't alleviate the problem for the second dwelling that Mr. Mohamed would like to construct because the Planning Board interprets it that Mr. Mohamed does need a Special Use Permit for the second dwelling, unless they are told differently by the Zoning Board of Appeals.

After further lengthy discussion, in which Member Burzesi asked if Mr. Brunet is on hold for giving Mr. Mohamed his CO, it was stated again that the Zoning Board could not make that decision this evening at this meeting, that a Public Hearing needs to be held first. Mr. Mohamed was advised to submit a single complete Area Variance Application that covers *both* the density issue and the minimum lot width at front setback requirement. A motion was made by Member Burzesi to schedule a hearing for the March meeting, seconded by member Lantry and approved by a vote of five (5) ayes, zero (0) nays, and zero (0) abstention.

Resolution of Issue: Public Hearing is set for March 8, 2016.

Stan Bazycki – discussion concerning Ed's Garage

Mr. Bazycki addressed the board, wanting to know how Mr. Burns received a variance for a used car operation. He also wanted to know what is considered a used car and a junk car. The board explained that they have not had an application in front of them for a variance on Ed's Garage. At this time Building Inspector Bob Brunet explained that since the 90s Ed's Garage has been registered with New York State as a dealer, public repair shop and inspection shop. Mr. Burns explained that he bought the place in 1979. The board had a lengthy discussion with Mr. Burns and Mr. Bazycki, the current zoning map was consulted and it was decided that the Garage is in a Residential District, but that there are certain grandfathered uses that would be permitted and he could continue to operate the garage in that same capacity. Mr. Bazycki desires a ruling by the board on the definition of a junk vehicle and a used vehicle. The board responded with saying that they would not be able to rule on that, that that would need to come from the Dept of Motor Vehicles. Chairman Jamison advised Mr. Bazycki that he could file a formal interpretation with the Zoning Board regarding the capacity in which the garage is currently being used and the capacity that it was being used when it was originally grandfathered in.

Resolution of Issue: Mr. Bazycki can file a formal interpretation, if so desired.

Minutes

The minutes of the Board meeting on January 12, 2016 were reviewed. A motion to accept the minutes as written was made by member Sarjeant, seconded by member Lantry and approved by a vote of four (4) ayes, zero (0) nays, and one (1) abstention (McGrath).


Organizational Items:

Ambulance Committee - The board discussed having a representative on the Ambulance Committee, member Burzesi expressed interest in being on the committee. The board were in agreement to have member Burzesi represent the ZBA on this committee.

Vice Chairman - Member Sarjeant was nominated for the Vice Chair position and approved by members present. Member McGrath was nominated for Secretary position and approved by all members present.

There being no further business, a motion to adjourn was made by member Burzesi and seconded by member Lantry and approved by all members present. The meeting was adjourned at 9:17 p.m.

Respectfully submitted,



Amy Ferguson, Secretary

3:16 PM
 01/30/16
 Accrual Basis

Poestenkill Fire Company Custom Summary Report January 2016

	Jan 16
Expense	
Awards	2,188.40
Building Fuel (heating)	
East Poestenkill (fuel oil)	272.55
East Poestenkill (propane)	499.56
Main Station (Propanel)	911.42
Total Building Fuel (heating)	1,683.53
Building Maintance	
Cleaning Supplies	292.92
Main Station	29.37
Refuse	111.53
Building Maintance - Other	444.50
Total Building Maintance	878.32
Electric	
East Poestenkill	95.93
Main Station	371.89
Total Electric	467.82
Equipment	
New Equipment	14,999.63
Repair & Maintance	287.85
Total Equipment	15,287.48
Fire Trucks	
Fuel	483.91
Repair & Maintance	3,067.33
Total Fire Trucks	3,551.24
Insurance	
Auto	535.00
Buildings	1,073.00
Total Insurance	1,608.00
Management Grant Application	0.00
Reimbursement	-1,495.00
Security Alarm	65.00
Solar	140.80
Sponsorship	250.00
Telephone	
Cell Phones	110.03
East Poestenkill	57.89
Main Station	183.58
Total Telephone	351.50
Training	155.32
Transfer to Memorial Fund	10,000.00
Water	39.24
Water Tax	352.51
Total Expense	35,524.16
Net Income	-35,524.16



TOWN OF POESTENKILL
OFFICE OF THE TOWN CLERK
38 Davis Drive/ P.O. Box 210
Poestenkill, New York 12140

TO: Supervisor Jacangelo
Town Board Members

A
FROM: Sue Horton
Town Clerk

RE: Fane Rezoning Application

DATE: January 25, 2016

For your information I have submitted the application, EAF and all other supporting documentation filed by Warren Fane Trucking to the Planning Board for its recommendation as to classification of the action under SEQRA [§102-66(B)(5)].

In addition, I have referred this application to the Rensselaer County Planning Department which shall then have 30 days within which to recommend approval, modification or disapproval of the proposed action or to report that the proposed action has no significant county-wide or inter-community impact and that local considerations should prevail.

At a duly convened meeting of the Town Board of the Town of Poestenkill conducted at the Poestenkill Town Hall at 7:00 PM on the 21st day of January, 2016.

RESOLUTION NO. 4 OF THE YEAR 2016

IN THE MATTER OF THE APPLICATION BY WARREN W. FANE TRUCKING, INC. TO AMEND THE LAND USE DISTRICT MAP OF THE TOWN OF POESTENKILL SO AS TO REZONE FROM RESIDENTIAL ("R") TO NATURAL PRODUCTS ("NP") CERTAIN LANDS OWNED BY PERRY BROTHERS SAND AND GRAVEL, INC. LOCATED NORTHEAST SNYDER'S CORNERS ROAD - DETERMINATION TO ENTERTAIN REZONING APPLICATION

WHEREAS, heretofore and on or about November 12, 2015, an application by Warren W. Fane Trucking, Inc. was filed with the Poestenkill Town Clerk requesting the Poestenkill Town Board to change the Land Use District Map of the Town of Poestenkill by rezoning from R (Residential) to NP (Natural Products) a single parcel owned by Perry Brothers Sand and Gravel, Inc. and located to the northeast side of Snyders Corners Road in the Town of Poestenkill, New York, as more particularly described and defined on a map provided by the applicant as part of the application; and

WHEREAS, said application was transmitted to this Town Board which has examined said application and questioned the applicant regarding various aspects of same and elicited from the applicant certain revisions to and clarifications of the application and the applicant has submitted an amended application on or about January 13, 2016, which has, among other things, clarified that the requested re-zoning is for only ten (10) acres of the previously identified 17.7 acre parcel, and said amended application has now been found to be sufficiently regular and proper on its face and so as to allow this Town Board to entertain said application;

NOW LET IT THEREFORE BE

RESOLVED, that said application, as amended January 13, 2016, be and hereby is entertained by this Town Board subject to the express condition and understanding that (1) in accordance with § 150-67(A)(1)(b) of the Poestenkill Town Code, the area for which re-zoning is being considered is no greater than ten (10) acres and (2) any re-zoning shall have a depth limit measured by a horizontal plane five (5) feet above the water table; and it is further

RESOLVED, in accordance and consistent with the foregoing, and pursuant to § 150-67(B)(5) of the Poestenkill Town Code, said amended application is hereby referred to the Poestenkill Town Planning Board for its determination as to classification of the proposed action under SEQRA; and it is further

RESOLVED, that, in accordance with § 150-91(B) of the Poestenkill Town Code and §§ 239-1 and 239-m of the General Municipal Law, the entire re-zoning application together with a summary statement of the proposed zoning amendment shall also be transmitted to the Rensselaer County Bureau of Economic Development and Planning (County Planning), for its required input, and that further action, if any, by this Town Board shall not occur until a recommendation has been received from County Planning or thirty (30) days have elapsed since County Planning received such full application and statement.

MOVED BY: Hass

SECONDED BY: Van Slyke

Prepared and approved as to form by:
Patrick J. Tomaselli, Esq.,
Poestenkill Town Attorney

VOTED UPON AS FOLLOWS:

Councilman Hass:	YES
Councilwoman Ross:	YES
Councilman Van Slyke:	YES
Councilman Wohlleber:	NO
Supervisor Jacangelo:	NO

At a duly convened meeting of the Town Board of the Town of Poestenkill conducted at the Poestenkill Town Hall at 7:00 PM on the 25th day of February, 2016.

RESOLUTION NO. _____ OF THE YEAR 2016

IN THE MATTER OF THE APPLICATION BY WARREN W. FANE TRUCKING, INC. TO AMEND THE LAND USE DISTRICT MAP OF THE TOWN OF POESTENKILL SO AS TO RE-ZONE FROM RESIDENTIAL ("R") TO NATURAL PRODUCTS ("NP") CERTAIN LANDS OWNED BY PERRY BROTHERS SAND AND GRAVEL, INC. LOCATED NORTHEAST OF SNYDER'S CORNERS ROAD – CLASSIFICATION OF PROPOSED ACTION, ESTABLISHMENT OF LEAD AGENCY AND CONDITIONAL ACCEPTANCE OF APPLICANT'S SUBMISSION OF PART 1 OF THE FULL ENVIRONMENTAL ASSESSMENT FORM (FULL EAF)

WHEREAS, heretofore and on or about November 12, 2015, an application by Warren W. Fane Trucking, Inc. was filed with the Poestenkill Town Clerk requesting the Poestenkill Town Board to change the Land Use District Map of the Town of Poestenkill by re-zoning from R (Residential) to NP (Natural Products) a single parcel owned by Perry Brothers Sand and Gravel, Inc. and located to the northeast side of Snyders Corners Road in the Town of Poestenkill, New York, as more particularly described and defined on a map provided by the applicant as part of the application; and

WHEREAS, said application was transmitted to this Town Board which thereafter examined said application and questioned the applicant regarding various aspects of same and elicited from the applicant certain revisions to and clarifications of the application and the applicant in response thereto submitted an amended application on or about January 13, 2016, which amended application, among other things, clarified that the requested re-zoning is for only ten (10) acres of the previously identified 17.7 acre parcel, and said amended application was found to be sufficiently regular and proper on its face so as to allow this Town Board to entertain said application; and

WHEREAS, the Town Board by Resolution adopted January 21, 2016 proceeded to entertain the amended re-zoning application, subject to the conditions and restrictions set forth therein, by referring it to the Poestenkill Town Planning Board for its review and recommendation as to classification of the proposed action under the State Environmental Quality Review Act (SEQRA), and also referred same to the Rensselaer County Bureau of Economic Development and Planning (County Planning); and

WHEREAS, written Notification of Zoning Review Action was received from County Planning by the Town Clerk on February 1, 2016 indicating County Planning's determination that the proposed action does not have a major impact on County plans and that local consideration shall prevail; and

WHEREAS, the Town Planning Board thereafter and by Resolution adopted February 2, 2016 recommended that the proposed action be classified as a Type I SEQR action [as said term is defined in 6 NYCRR 617.4]; and

WHEREAS, in order for the Town Board as proposed lead agency to conduct a meaningful review of the application for SEQR purposes, it is necessary that the applicant, in accordance with 6 NYCRR 617.6(2), prepare and submit Part 1 of a Full Environmental Assessment Form (Full EAF) in the form set forth in 6 NYCRR 617.20, Appendix A for the Town Board's review and evaluation so that said Board might prepare Part 2 of the Full EAF and, as needed, Part 3 thereof, and ultimately determine whether and to what extent the proposed action would have a significant adverse environmental impact; and

WHEREAS, Part 1 of said Full EAF has in fact been heretofore submitted by the applicant to the Town Board for its consideration;

NOW LET IT THEREFORE BE

RESOLVED, that the Poestenkill Town Board does hereby accept the Planning Board's recommendation that the proposed action be classified as a Type I action for SEQR purposes; and it is further

RESOLVED, that the Town Board, in accordance with 6 NYCRR 617.6(b) hereby establishes itself as lead agency with respect to said proposed Type I action; and it is further

RESOLVED, that the Town Board, as lead agency, shall review Part 1 of the provided Full EAF, shall advise the applicant as to any information requiring correction, clarification, or more detailed exposition, all of which shall be provided in an amended Part 1, and the Town Board shall thereafter undertake to prepare and complete Part 2 (and Part 3, if warranted) of the Full EAF, making such findings and determinations and adding such conditions or qualifications as it deems necessary and desirable (all such findings, determinations, conditions and/or qualifications to be ultimately set forth in a Positive Declaration, Negative Declaration or Conditioned Negative Declaration, as may be warranted and appropriate), and that the completed rezoning application, including the Full EAF and the aforesaid findings and determinations of this Town Board, shall thereafter be transmitted to the Poestenkill Planning Board for its consideration and report back to the Town Board pursuant to Town Code Section 102-81.

MOVED BY: _____

SECONDED BY: _____

Prepared and approved as to form by:
Patrick J. Tomaselli, Esq.,
Poestenkill Town Attorney

VOTED UPON AS FOLLOWS:

Councilman Hass: _____
Councilwoman Ross: _____
Councilman Van Slyke: _____
Councilman Wohlleber: _____
Supervisor Jacangelo: _____

At a duly convened meeting of the Town Board of the Town of Poestenkill in the County of Rensselaer conducted at the Poestenkill Town Hall at 7:00 P.M. on February 18, 2016.

RESOLUTION NO. _____ OF 2016

IN THE MATTER OF THE TOWN BOARD OF THE TOWN OF POESTENKILL AUTHORIZING A QUALIFIED BUY-OUT AND EARLY RETIREMENT INCENTIVE FOR TIMOTHY SLUUS

WHEREAS, Timothy Sluus, a long-time employee of the Poestenkill Highway Department, wishes to retire from such position but is reluctant to do so because of the resultant loss of Town-subsidized health insurance coverage; and

WHEREAS, Tim was born _____, and as of the date of this Resolution he is 62 years of age and has worked for the Highway Department for more than twenty (20) years; and

WHEREAS, as a benefit of his Town employment, Tim has received and continues to receive health insurance by and through the Town, with the majority of the premium for said coverage subsidized by the Town; and

WHEREAS, at the present time and for all employees of the Town any such health insurance subsidy by the Town ceases upon separation from Town employment; and

WHEREAS, it has been brought to the attention of the Town Board that the combined amount of income Tim would receive from Social Security and his Town pension would exceed by approximately \$400 per year the maximum income which would allow Tim to qualify for economically feasible health insurance through the Healthy New York insurance program; and

WHEREAS, for the calendar year 2016 the cost to Tim of individually continuing health insurance coverage comparable to that currently provided by and through the Town would be Four Hundred Dollars \$400.00 per month; and

WHEREAS, such premium costs would continue until such time as Tim qualifies for Medicare and the significantly decreased costs of health care associated therewith, a period of approximately three (3) years from the date of this Resolution; and

WHEREAS, the cost to the Town of Tim's continued employment with the Town would significantly exceed the cost to the Town of subsidizing the cost of Tim's individually obtained health insurance coverage similar in scope and benefits to that currently provided to Tim by and through the Town; and

WHEREAS, the Town Board, in recognition of Tim's many years of service to the Town, wishes to assist him through the aforescribed three-year period of financial hardship by offering him a buy-out of his employment with the Town, from the date of his separation from Town employment until the date he attains the age of 65 years and thereby qualifies for MediCare benefits, with the total amount of said buyout payable by the Town equivalent to Four Hundred Dollars \$400.00 per month as aforesaid; and

WHEREAS, the arrangement herein described and authorized would result in a significant cost savings to the Town and thereby serve the financial interests of both Tim and the Town;

NOW, LET IT THEREFORE BE

RESOLVED, that the Town Board of the Town of Poestenkill hereby authorizes and directs that Timothy Sluus be offered the following option subject to the aforesaid and the following terms and conditions :

- (1) Early retirement in the form of separation from Town employment on a date yet to be established but no later than April 1, 2016;
- (2) Compensation from the Town from Tim's actual date of separation from Town employment until the date Tim attains the age of 65 and thereby qualifies for Medicare benefits, with said compensation measured by and intended to be used solely to defray the cost of individually obtained health insurance similar in scope and benefits to that currently provided to Tim by and through the Town: and
- (3) The aforesaid compensation would be payable by the Town at the rate of Four Hundred Dollars \$400.00 per month for the remainder of the calendar year 2016 and thereafter based upon Tim's submission of vouchers evidencing such actual cost, provided however that such compensation by the Town shall not exceed Four Hundred Dollars (\$400.00) per month, with said compensation to cease upon Tim's becoming eligible for Medicare upon his reaching the age of 65 years (i.e., _____).

MOVED BY: _____

Prepared and approved as to form by:
Patrick J. Tomaselli, Esq., Town Attorney

SECONDED BY: _____

VOTED UPON AS FOLLOWS:

Councilman Haas: _____
Councilwoman Ross: _____
Councilman Van Slyke: _____
Councilman Wohlleber: _____
Supervisor Jacangelo: _____

MEMORANDUM OF AGREEMENT
by and between
UNITED PUBLIC SERVICE EMPLOYEES UNION
and
TOWN OF POESTENKILL

WHEREAS, the Collective Bargaining Agreement (“CBA”) between Town of Poestenkill (hereinafter referred to as the “Town”) and the United Public Service Employees Union, (hereinafter referred to as the “Union”) expired on December 31, 2015; and


WHEREAS, the parties have reached a settlement for a successor CBA and further wish to commit such to writing; and

NOW, THEREFORE, the parties hereto agree that the current CBA and all terms and conditions of employment set forth therein shall remain in full force and effect except as herein modified.

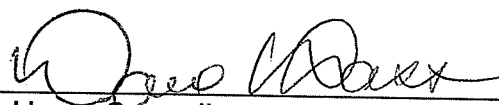
WAGES	2016 - Increase hourly rates 1% 2017 - Increase hourly rates 1 ½% 2018 - Increase hourly rates 2 %
LONGEVITY	2016 - Make one \$0.05 increase to each longevity increment
HEALTH INSURANCE	Change to MVP Liberty HDHP Silver 3 Dep 26 DP
VISION INSURANCE	Change to Empire Blue Cross EBC Blue Vision Plan A5
HEALTH INSURANCE BUYOUT	\$2500 for single coverage \$3500 for plus one coverage \$5000 for family coverage
RETIREE HEALTH INSURANCE	For existing employees employed as of January 1, 2016 with thirty years of Town service, the Town will pay 100% for individual coverage until age 65
LEAVE WITH PAY	Insert “with pay” for all leaves.
VACATION	Change “weeks” to “days”
SICK LEAVE	2016 - 3 additional days 2017 - 1 additional day 2018 - 1 additional day
DURATION	January 1, 2016 - December 31, 2018

This Memorandum of Agreement is subject to the approval of the Poestenkill Town Board and the ratification of the membership of the Union. Each respective negotiating committee agrees to recommend the Memorandum of Agreement for approval and ratification.

FOR THE TOWN:



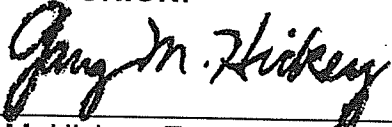
Dominic Jacangelo, Supervisor



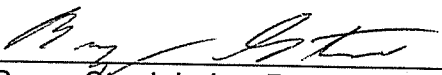
Dave Hass, Councilman

Date: 2/12/2016

FOR THE UNION:

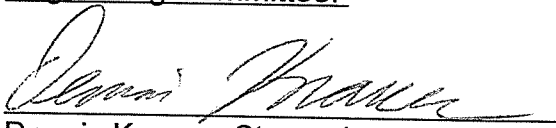


Gary M. Hickey, Executive Vice
President/Regional Director

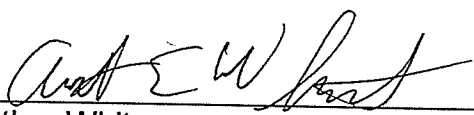


Bryan Staul, Labor Relations
Representative

Negotiating Committee:



Dennis Knauer, Steward



Arthur Whitney

Date: 2/11/16

At a duly convened meeting of the Town Board of the Town of Poestenkill conducted at the Poestenkill Town Hall at 7:00 PM on the 25th day of February, 2016.

RESOLUTION NO. _____ OF THE YEAR 2016

IN THE MATTER OF AMENDING RESOLUTION 96-19 OF THE TOWN BOARD OF THE TOWN OF POESTENKILL SO AS TO MAKE IT ONLY APPLICABLE TO EMPLOYEES WHO ARE CURRENTLY ON THE TOWN PAYROLL AND CURRENTLY RECEIVING HEALTH INSURANCE COVERAGE THROUGH THE TOWN

WHEREAS, heretofore and by Resolution 96-19 duly adopted by the Poestenkill Town Board on December 5, 1996, a copy of which is annexed hereto, the Town provided for certain post-retirement health insurance benefits for Town employees who were covered under the Town's health insurance program at the time of their retirement; and

WHEREAS, this Town Board wishes to amend said Resolution to provide that any such post-retirement health insurance coverage shall only be applicable to Town employees who are currently on the Town payroll and currently covered under the Town's health insurance program;

NOW LET IT THEREFORE BE

RESOLVED, that Resolution 96-19 of the Poestenkill Town Board be and hereby is amended to provide that post-retirement health insurance benefits as provided therein shall only be applicable to Town employees who are currently (i.e., as of February 25, 2016, the date of this Resolution) on the Town payroll and who are also currently covered under the Town's health insurance program; and it is further

RESOLVED, that a copy of this Resolution, including the attached Resolution 96-19 which it amends, be provided to every current employee of the Town.

MOVED BY: _____

SECONDED BY: _____

Prepared and approved as to form by:
Patrick J. Tomaselli, Esq.,
Poestenkill Town Attorney

VOTED UPON AS FOLLOWS:

- Councilman Hass: _____
- Councilwoman Ross: _____
- Councilman Van Slyke: _____
- Councilman Wohlleber: _____
- Supervisor Jacangelo: _____

At a duly convened meeting of the Town Board of the Town of Poestenkill conducted at the Poestenkill Town Hall at 7:00 PM on the 25th day of February, 2016.

RESOLUTION NO. _____ OF THE YEAR 2016

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RESOLVED, that a copy of this Resolution, including the attached Resolution 96-19 which it amends, be provided to every current employee of the Town.

MOVED BY: _____

SECONDED BY: _____

Prepared and approved as to form by:
Patrick J. Tomaselli, Esq.,
Poestenkill Town Attorney

VOTED UPON AS FOLLOWS:

- Councilman Hass: _____
- Councilwoman Ross: _____
- Councilman Van Slyke: _____
- Councilman Wohlleber: _____
- Supervisor Jacangelo: _____

TOWN CLERK'S MONTHLY REPORT
Town of Poestenkill, New York
January 2016

TO THE SUPERVISOR: Pursuant to Section 27, Subd. 1, of the Town Law, I hereby make the following statement of all fees and moneys received by me in connection with my office during the payment of which is otherwise provided for by law:

Conservation Fees to the Town:		\$ 6.19
Marriage License	No. @ \$ 7.50 each	\$
Marriage Certificate	@ \$10.00 each	\$
Marriage Transcript	@ \$10.00 each	\$
A1255 Total Town Clerk Fees		\$ 6.19
Peddler's Permit		
A1289 Registrar		\$
A2655 Minor Sales - Copies		\$ 10.00
Rezoning Application		\$500.00
A2544 Local Fee for 13 dogs		\$114.00
A2115 Planning Board Fees/ZBA fees		\$
A2555 Building Permits		\$ 75.00
A2268 Impoundment fees from Creekside Kennel		\$
A2720 Water Meter Fee	1001 Water Benefit Charge	\$
A2240 Misc. Water Charges		\$
A2710 Water Permit Fee		\$ 12,414.67
1001 Water billing	\$ 12,414.67	
Total Water Charges		\$
REVENUE TO SUPERVISOR		
		\$13,119.86
Amount paid to State Comptroller for Games Chance License		
Amount paid to DEC for Conservation Licenses		\$ 105.81
Amount paid to AG. And Markets for fee for unsprayed/unneutered Dog program		36.00
Amount paid to State Health Dept. for Marriage Licenses		\$
TOTAL DISBURSED		\$
		141.81
February 3, 2016 Dominic Jacangelo, Supervisor		
TOTAL AMOUNT RECEIVED BY CLERK		\$ 13,261.67
State of New York, County of Rensselaer, Town of Poestenkill, Susan Horton, being duly sworn says that she is the Clerk of the Town of Poestenkill the foregoing is a full and true statement of all Fees and Moneys received by her during January only such Fees the application and payment of which are otherwise provided by law subscribed and sworn to before me this 3rd day of February 2016.		

Susan Horton



Office of the
Building Inspector/
Code Enforcement Officer

TOWN OF POESTENKILL

POESTENKILL, NEW YORK 12140

PHONE
(518) 283-5100

TO: POESTENKILL TOWN BOARD

FROM: BRIAN M. JACKSON/ ASSESSOR
ASSESSOR'S REPORT FOR JANUARY 2016

Renewal applications have been received by many of the residents. New applications for Basic STAR have been received as well as some Veteran's. All applications are due by March 1st.

We have started data collection for new construction, etc. and processing that information and having it ready for valuation for the tentative roll which is due May 1st. We also receive updates from our county office regarding any split parcels or combinations and subdivisions which will have been assigned new tax map numbers and will need processing and valuation.

Constituent relations are considered good during the report period.

Respectfully submitted,

Brian M. Jackson
Assessor
Town of Poestenkill

cc: Town Board
Susan Horton, Town Clerk



TOWN OF POESTENKILL

38 Davis Drive, P.O. 210

Poestenkill, NY 12140

Office of the
Building Inspector/
Code Enforcement Officer/Water Manager

February 7, 2016

TO: DOMINIC JACANGELO - SUPERVISOR

FROM: ROBERT L. BRUNET, P.E. – BUILDING INSPECTOR/
CODE ENFORCEMENT OFFICER/WATER MANAGER *RJB*

RE: WORK ACTIVITIES FOR JANUARY 2016

New construction permits and permit renewals have declined during the January period. Repair and alterations work has continued, largely on existing open permits. In this month's report the standard results are reviewed and a detailed summary of our status of connections to the Poestenkill municipal water system is presented. A brief overview of our water hookup status is as follows: (2/7/2016).

- 1) Permits issued to hookup – 369
- 2) Final testing, water flushing, meter installation and plumbing connection inspections (fully hooked-up residences/businesses/schools to water)–347
- 3) Certificates of Compliance issued – 323
- 4) Physical site inspections for hookup – 646
- 5) New Installations (1)

On January 4, 2016 we took the NYSDOH required sample for the monthly Coliform test. The Coliform sample was tested by St. Peter's Hospital Environmental Laboratory and found to be satisfactory. Additionally, on January 4th we took the annually required Nitrate test. This was also found to be satisfactory. Additionally, as a result of the issues in Hoosick Falls, we took samples of a well on the property adjacent to the St. Gobain location on Rt.355 and had them tested. The laboratory results indicated no measurable PFOA contamination. Many residents have questioned Poestenkill's vulnerability (similar to Hoosick Falls) and I have attached the laboratory results for your information.

The overview of our standard items reveals that resident complaints, inspections for construction and property maintenance issues are continuing with corrective actions being taken where warranted, most on a voluntary compliance basis. There is continued action required to address those locations where the owner either ignores or refuses to correct the problems. There has been a significant effort made (ongoing) to correct conditions and violations of the New York State Property Maintenance Code.

We continue to meet our objective of 100% compliance with regard to the NYS "811-Call Before You Dig" law. We also continue to meet 100% of our responsibilities as the Assessor's Data Collector.

MS4

**MUNICIPAL SEPARATE
STORM SEWER SYSTEM**

Inspections for MS4 issues continue with generally good results being experienced and we continue to meet all our responsibilities in this important area.

The following specific work was accomplished by the Building Inspector / Code Enforcement / Water Manager Office during the month of January 2016.

- I Work Permits
- III Certificate of Occupancy Issued:
- IV Certificate of Compliance Issued:
- V Assisted:
 - a) Phone Calls – over 100
 - b) Office Meetings - over 20
- VI Site Inspections: 30 (20 CEO & 10 MS4)
- VII Complaints Received: 8
- VIII Fees collected: \$ 182.50
- IX MS4 Construction / SWPPP Inspections 10
- X January hours worked:

WEEK	1/1 - 1/2	4	hours
WEEK	1/3 - 1/9	53	hours
WEEK	1/11 - 1/16	47	hours
WEEK	1/18 - 1/23	49	hours
WEEK	1/24 - 1/30	48	hours
WEEK	1/31 - 1/31	2	hours

TOTAL 1/1 - 1/31 203 hours



Office of the
Building Inspector/
Code Enforcement Officer

TOWN OF POESTENKILL

POESTENKILL, NEW YORK 12140

PHONE
(518) 283-5100

January 29, 2016

Richard Elder
Environmental Health Director
Department of Health
1600 7th Avenue
Troy, NY 12180

RE: Water Tests Result

Dear Mr. Elder:

As discussed in the past numerous residents have called the town questioning our water quality as a result of the issues involving St. Gobain at Hoosick Falls. They are concerned since we also have a St. Gobain plant in Poestenkill.

We have spoken to the St. Gobain director of environmental quality regarding the potential of the Poestenkill facility having a similar problem to that of the Hoosick plant. His response is that the materials processed in the Poestenkill plant do not have detectable levels of PFOA and the plant here does not use water in their process (the suspected method which transported the contaminant). Therefore, the likelihood of a similar problem to Hoosick is very low.

I have questioned Chris Wheland, Troy Water Manager, regarding his results associated with PFOA testing. He indicated to me that Troy tested for PFOA in 2013 and 2014 and showed no negative results (copy attached). Therefore, our municipal water coming from Troy is safe. Due to the concerns of the residents who may still be on wells we made the decision to test for PFOA and we took a sample at 185 Main Street which is the well closest to the factory. We received the results this week and there is no PFOA in the ground water. I have attached the lab results for your use.

Rich, I appreciate all the help and guidance that you have given us in this endeavor. If you have any questions, please don't hesitate to call me.

Sincerely,

Robert L. Brunet, P.E.
Building Inspector/
Code Enforcement Officer
Water Manager
Town of Poestenkill

Robert Brunet

From: Chris.Wheland <Chris.Wheland@troyny.gov>
Sent: Wednesday, December 23, 2015 9:16 AM
To: Robert Brunet
Subject: Results

Merry Christmas Bob,

After a little more investigation we found that we tested for PFOA in 3rd and 4th quarter of 2013 and 1st and 2nd quarter of 2014. Results were as follows;

9/7/2013- PFOA, result BPQL (Below Practical Quantitative Limit), meaning the lab didn't get a result to the limits of the testing equipment
12/6/2013- PFOA, result BPQL

In 2014 we changed labs due to bidding and procuring a lower cost lab.

4/1/2014- PFOA, Result was Less Than 0.02ug/l, the labs detection limit was 0.02 ug/l, so ultimately it was undetected
7/30/2014- PFOA, Result was Less Than 0.02ug/l

Since this testing was part of the Unregulated Contaminants Monitoring Rule (UCMR). And the results had no measurable PFOA, further testing of PFOA was not completed.

Let me know if you require more information.

Thanks,
Chris

Remit to:
Eurofins Eaton Analytical, Inc.
PO Box 95362
Grapevine, TX 76099-9733

Poestenkill, Town of
Robert Brunet
38 Davis Drive
Poestenkill, NY 12140

Customer Information

Invoice Date: 2016-01-27
Payment Terms: NET 30 DAYS
Order #: 289273
Report #: 356393
Client #: 19195
P.O. #: pending
Amount Due: \$300.00
Amount Remitted:

✂ Please detach and return upper portion with payment. Please reference Invoice Number with payment. ✂

Eurofins Eaton Analytical, Inc.
110 South Hill Street
South Bend, IN 46617

Customer Information

Invoice Date: 2016-01-27
Payment Terms: NET 30 DAYS
Order #: 289273
Report #: 356393
Client #: 19195
P.O. #: pending
Customer Contact: Robert Brunet

Invoice # S249708

Description/Matrix/Sample Type	Unit Price	Qty	\$ Disc	Net
UCMR3 Alkyl Acids \ DW \ FS Sample Kit, Bottles, Preservatives Collection Instructions State Approved Report, if req'd Standard Outgoing Shipping	\$400.00 No Charge No Charge No Charge No Charge	1	\$100.00	\$300.00
Site Description: See Enclosed report for details.	Total Tests	1	Total(\$ US)	\$300.00

A Finance Charge of 1.5% per month
may be added to past-due accounts.

Thank you for selecting Eurofins Eaton Analytical, Inc.
for your analytical services.

Simplify your life. With one call, Eurofins Eaton Analytical can pre-schedule all your bottle shipments so that your bottles arrive just in time for monitoring. Provide your monthly, quarterly, or annual requirements to your analytical service manager and we'll ship out your bottles when needed for the entire year.

If you have any questions concerning this invoice, please do not hesitate to call us at 1-800-332-4345.

Please note the change in the remittance address at the top of this invoice.

Robert Brunet

From: NathanTrowbridge@eurofinsUS.com
Sent: Wednesday, January 27, 2016 8:26 AM
To: CEPOEST@nycap.rr.com
Subject: Eurofins INVOICE(attached) is ready for Robert Brunet
Attachments: 356393_S249708.pdf



The INVOICE for POESTENKILL-NY for folder #356393 is ready for Robert Brunet

Please click on the link below to view your REPORT.

REP Link: [356393](#)

Email: CEPOEST@nycap.rr.com

Password: Please [register first](#)

If you have any questions, please contact your Project Manager listed below.

Nathan Trowbridge, Project Manager

110 South Hill Street
South Bend, IN 46617

Phone: (574) 233-4777

Fax: (574) 233-8207

Email: NathanTrowbridge@eurofinsUS.com

Website: <http://www.eurofinsus.com/eaton/>

Client Access Portal: <https://CAP.EatonAnalytical.com>

This transmission and/or attachments contain information which are confidential and/or privileged. The information is intended for the addressee only. If you are not the intended recipient, any dissemination, distribution or copying of this communication is prohibited. If you have received this communication in error, please notify and return the original communication to the sender.

Lab Definitions

Continuing Calibration Check Standard (CCC) / Continuing Calibration Verification (CCV) / Initial Calibration Verification Standard (ICV) / Initial Performance Check (IPC) - is a standard containing one or more of the target analytes that is prepared from the same standards used to calibrate the instrument. This standard is used to verify the calibration curve at the beginning of each analytical sequence, and may also be analyzed throughout and at the end of the sequence. The concentration of continuing standards may be varied, when prescribed by the reference method, so that the range of the calibration curve is verified on a regular basis. CCL, CCM, and CCH are the CCC standards at low, mid, and high concentration levels, respectively.

Internal Standards (IS) - are pure compounds with properties similar to the analytes of interest, which are added to field samples or extracts, calibration standards, and quality control standards at a known concentration. They are used to measure the relative responses of the analytes of interest and surrogates in the sample, calibration standard or quality control standard.

Laboratory Duplicate (LD) - is a field sample aliquot taken from the same sample container in the laboratory and analyzed separately using identical procedures. Analysis of laboratory duplicates provides a measure of the precision of the laboratory procedures.

Laboratory Fortified Blank (LFB) / Laboratory Control Sample (LCS) - is an aliquot of reagent water to which known concentrations of the analytes of interest are added. The LFB is analyzed exactly the same as the field samples. LFBs are used to determine whether the method is in control. FBL, FBM, and FBH are the LFB samples at low, mid, and high concentration levels, respectively.

Laboratory Method Blank (LMB) / Laboratory Reagent Blank (LRB) - is a sample of reagent water included in the sample batch analyzed in the same way as the associated field samples. The LMB is used to determine if method analytes or other background contamination have been introduced during the preparation or analytical procedure. The LMB is analyzed exactly the same as the field samples.

Laboratory Trip Blank (LTB) / Field Reagent Blank (FRB) - is a sample of laboratory reagent water placed in a sample container in the laboratory and treated as a field sample, including storage, preservation, and all analytical procedures. The FRB/LTB container follows the collection bottles to and from the collection site, but the FRB/LTB is not opened at any time during the trip. The FRB/LTB is primarily a travel blank used to verify that the samples were not contaminated during shipment.

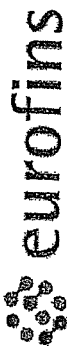
Matrix Spike Duplicate Sample (MSD) / Laboratory Fortified Sample Matrix Duplicate (LFSMD) - is a sample aliquot taken from the same field sample source as the Matrix Spike Sample to which known quantities of the analytes of interest are added in the laboratory. The MSD is analyzed exactly the same as the field samples. Analysis of the MSD provides a measure of the precision of the laboratory procedures in a specific matrix. SDL, SDM, and SDH / LFSMDL, LFSMDM, and LFSMDH are the MSD or LFSMD at low, mid, and high concentration levels, respectively.

Matrix Spike Sample (MS) / Laboratory Fortified Sample Matrix (LFSM) - is a sample aliquot taken from field sample source to which known quantities of the analytes of interest are added in the laboratory. The MS is analyzed exactly the same as the field samples. The purpose is to demonstrate recovery of the analytes from a sample matrix to determine if the specific matrix contributes bias to the analytical results. MSL, MSM, and MSH / LFSML, LFSMM, and LFSMH are the MS or LFSM at low, mid, and high concentration levels, respectively.

Quality Control Standard (QCS) / Second Source Calibration Verification (SSCV) - is a solution containing known concentrations of the analytes of interest prepared from a source different from the source of the calibration standards. The solution is obtained from a second manufacturer or lot if the lot can be demonstrated by the manufacturer as prepared independently from other lots. The QCS sample is analyzed using the same procedures as field samples. The QCS is used as a check on the calibration standards used in the method on a routine basis.

Reporting Limit Check (RLC) / Initial Calibration Check Standard (ICCS) - is a procedural standard that is analyzed each day to evaluate instrument performance at or below the minimum reporting limit (MRL).

Surrogate Standard (SS) / Surrogate Analyte (SUR) - is a pure compound with properties similar to the analytes of interest, which is highly unlikely to be found in any field sample, that is added to the field samples, calibration standards, blanks and quality control standards before sample preparation. The SS is used to evaluate the efficiency of the sample preparation process.



Eaton Analytical

110 S. Hill Street
South Bend, IN 46617
T: 1.800.332.4345
F: 1.574.233.8207

Order # **209272**
Batch # **356393**

www.eatonanalytical.com

REPORT TO: *Shaded area for EEA use only*

CHAIN OF CUSTODY RECORD

Page **1** of **1**

SAMPLER (Signature) <i>[Signature]</i>		PWS ID # N/A		STATE (sample origin) NY		PROJECT NAME		PO#	
COMPLIANCE MONITORING		Yes		No		POPULATION SERVED		SOURCE WATER	
		<input checked="" type="checkbox"/>							
LAB Number		COLLECTION		SAMPLING SITE		TEST NAME		SAMPLE REMARKS	
		DATE	TIME	AM	PM				
1		3/20/16	1330	X		185 Rte 355		A	
2		3/20/16	1930	X		185 Rte 355		A	
3		3/20/16	1930	X		185 Rte 355		A	
4									
5									
6									
7									
8									
9									
10									
11									
12									
13									
14									

RELINQUISHED BY: (Signature) <i>[Signature]</i>	DATE	TIME	RECEIVED BY: (Signature)	DATE	TIME
	3/20/16	1345			
RELINQUISHED BY: (Signature)	DATE	TIME	RECEIVED BY: (Signature)	DATE	TIME
RELINQUISHED BY: (Signature)	DATE	TIME	RECEIVED FOR LABORATORY BY:	DATE	TIME
			<i>K. Deans</i>	1-21-16	1000
<p>MATRIX CODES: DW-DRINKING WATER RW-REAGENT WATER GW-GROUND WATER EW-EXPOSURE WATER SW-SURFACE WATER PW-POOL WATER WW-WASTE WATER</p>					
<p>TURN-AROUND TIME (TAT) - SURCHARGES SW = Standard Willent: (15 working days) 0% RW = Rush Willent: (5 working days) 50% RW = Rush Willent: (5 working days) 75% * Please call, expedited service not available for all testing</p>					
<p>LAB COMMENTS: LAB RESERVES THE RIGHT TO RETURN UNUSED PORTIONS OF NON-AQUEOUS SAMPLES TO CLIENT</p>					
<p>CONDITIONS FOR REPORT (checkboxes) Analytical: <input checked="" type="checkbox"/> Microbiological: <input checked="" type="checkbox"/> Chemical: <input checked="" type="checkbox"/> Other: <input type="checkbox"/></p>					
<p>STAT* = Less than 48 hours 100% 125% CALL CALL</p>					

Samples received unannounced with less than 48 hours holding time remaining may be subject to additional charges.

05-LO-F0495 Issue 4.0 Effective Date: 2014-05-01

LABORATORY REPORT

If you have any questions concerning this report, please do not hesitate to call us at (800) 332-4345 or (574) 233-4777.

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STATE CERTIFICATION LIST

State	Certification	State	Certification
Alabama	40700	Montana	CERT0026
Alaska	IN00035	Nebraska	E87775
Arizona	AZ0432	Nevada	IN00035
Arkansas	IN00035	New Hampshire*	2124
California	2920	New Mexico	IN00035
Colorado	IN035	New Jersey*	IN598
Colorado Radiochemistry	IN035	New York*	11398
Connecticut	PH-0132	North Carolina	18700
Delaware	IN035	North Dakota	R-035
Florida (Primary AB)*	E87775	Ohio	87775
Georgia	929	Oklahoma	D9508
Hawaii	IN035	Oregon*	4074-001
Idaho	IN00035/E87775	Pennsylvania*	68-00466
Illinois*	200001	Puerto Rico	IN00035
Illinois Microbiology	200001	Rhode Island	LAO00343
Indiana Chemistry	C-71-01	South Carolina	95005
Indiana Microbiology	M-76-07	South Dakota	IN00035
Iowa	098	Tennessee	TN02973
Kansas*	E-10233	Texas*	T104704187-15-8
Kentucky	90056	Texas/TCEQ	TX207
Louisiana*	LA160002	Utah*	IN00035
Maine	IN00035	Vermont	VT-8775
Maryland	209	Virginia*	460275
Massachusetts	M-IN035	Washington	C837
Michigan	9926	West Virginia	9927 C
Minnesota*	018-999-338	Wisconsin	999766900
Mississippi	IN035	Wyoming	IN035
Missouri	880		

*NELAP/TNI Recognized Accreditation Bodies

110 South Hill Street
 South Bend, IN 46617
 Tel: (574) 233-4777
 Fax: (574) 233-8207
 1 800 332 4345

Laboratory Report

Client: Town of Poestenkill
Attn: Robert Brunet
 38 Davis Drive
 Poestenkill, NY 12140

Report: 356393
Priority: Standard Written
Status: Final
PWS ID: Not Supplied
Lab ELAP #: 11398

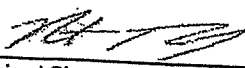
Copies to: None

Sample Information					
EEA ID #	Client ID	Method	Collected Date / Time	Collected By:	Received Date / Time
3388936	185 Rte 355	537	01/20/16 13:30	Client	01/21/16 10:00
Report Summary					

Detailed quantitative results are presented on the following pages. The results presented relate only to the samples provided for analysis.

We appreciate the opportunity to provide you with this analysis. If you have any questions concerning this report, please do not hesitate to call Nathan Trowbridge at (574) 233-4777.

Note: This report may not be reproduced, except in full, without written approval from EEA.


C.S. Manager

 Authorized Signature Title

Client Name: Town of Poestenkill
Report #: 356393

 Date 01/26/2016

Client Name: Town of Poestenkill

Report #: 356393

Sampling Point: 185 Rte 355

PWS ID: Not Supplied

EEA Methods									
Analyte ID #	Analyte	Method	Reg Limit	MRL†	Result	Units	Preparation Date	Analyzed Date	EEA ID #
375-73-5	Perfluorobutanesulfonic acid (PFBS)	537	—	90	< 90	ng/L	01/22/16 07:05	01/23/16 02:11	3388936
375-85-9	Perfluoroheptanoic acid (PFHpA)	537	—	10	< 10	ng/L	01/22/16 07:05	01/23/16 02:11	3388936
355-46-4	Perfluorohexanesulfonic acid (PFHxS)	537	—	30	< 30	ng/L	01/22/16 07:05	01/23/16 02:11	3388936
375-95-1	Perfluorononanoic acid (PFNA)	537	—	20	< 20	ng/L	01/22/16 07:05	01/23/16 02:11	3388936
1763-23-1	Perfluorooctane sulfonate (PFOS)	537	—	40	< 40	ng/L	01/22/16 07:05	01/23/16 02:11	3388936
335-67-1	Perfluorooctanoic acid (PFOA)	537	—	20	< 20	ng/L	01/22/16 07:05	01/23/16 02:11	3388936

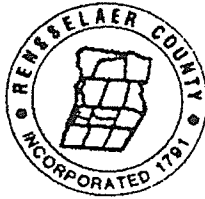
† EEA has demonstrated it can achieve these report limits in reagent water, but can not document them in all sample matrices.

Reg Limit Type:	MCL	SMCL	AL
Symbol:	*	^	!

RENSSELAER COUNTY DEPARTMENT of HEALTH

Kathleen M. Jimino
County Executive

Mary Fran Wachunas
Public Health Director



NOTICE OF MCL VIOLATION

TO: Dominic Jacangelo

DATE: February 8, 2016

PSW ID#: NY4130338

PLEASE TAKE NOTE that the facility known as: Poestenkill Water District #1

In the (T)(V)(C) of Poestenkill New York, has been found to be in violation of Part 5-1 (Drinking Water) of the New York State Sanitary Code which requires that permitted facilities to submit water samples of a good quality on a scheduled basis. The water samples that were collected from your on site water system exceeded the Maximum contaminant Level (MCL) for Total Trihalomethanes per the levels established by the Environmental Protection Agency and the New York State Sanitary Code. The Maximum level (based on a running annual average) of this substance as outlined in Part 5 of the New York Sanitary Code is 80 parts per billion.

Please be advised that per Subpart 5-1.78 of the New York State Sanitary Code, you are hereby required to provide public notification (Tier 2) to all customers in the above referenced water district within thirty (30) days of receipt of this letter. A copy of the required public notification language has been provided for your use. Please be advised that this notification **must be approved by this Department PRIOR to distribution** to your customers.

Please review Subpart 5-1.87 of the New York State Sanitary code, for direction of your notification requirements. Please be advised that you are directed to submit to this Department for review your proposed public notification no later than Friday March 4, 2016. This will allow time for review and approval and distribution to the residents in accordance with the New York State Sanitary Code.

Section 12 of the Public Health Law provides for penalties up to \$2,000 for non compliance with this notice.

Failure to comply with this notice will result in a formal hearing and may result in increased fines and penalties.


Department of Health Representative

Environmental Health Director
Title

518-270-2632
Contact Phone Number

CC: File
Robert Brunet, Responsible Water Operator in Charge
EH 666b (Rev 08/01)

Town of Poestenkill

Dog Control

January 2016

1st Resident saw a stray dog

4th Court hearing for animal cruelty

14th Loose dog seen

19th Call to ADA's office about upcoming court hearing

29th Resident found 2 loose dogs does not want to return them to
Owner

29th Call from vet regarding two found dogs. Took to kennel



Town of Poestenkill
Office of the Highway Superintendent
P.O. Box 210
Poestenkill, NY 12140
(518) 283-4144

To: Town supervisor- Dominic Jacangelo
Town Board Members Ross, Wohlleber, Hass, Van Slyke

From: Highway Superintendent- Toby Chadwick

Date: February 18, 2016

RE: Highway Activities
January 15, 2016-February 18, 2016

1. Crew been out plowing and sanding
2. Crew been out cutting brush
3. Crew been out cleaning leaves out of ditches and end of culverts
4. Crew been working on trucks and equipment
5. Crew been out picking up Christmas trees



TOWN OF POESTENKILL

POESTENKILL, NEW YORK 12140

PHONE
(518) 283-5100

Office of the
Building Inspector/
Code Enforcement Officer

MEMORANDUM

TO: DOMINIC JACANGELO, SUPERVISOR
TOWN BOARD MEMBERS

FROM: ROBERT L. BRUNET, P.E., BUILDING INSPECTOR, CODE ENFORCEMENT
OFFICER, WATER MANAGER

RE: THM'S IN THE POESTENKILL WATER SUPPLY

DATE: FEBRUARY 25, 2016

Based upon the public concern regarding the safety of the water supply (largely highlighted by the very real issues at Hoosick Falls) I have prepared this memo highlighting the facts associated with THM's in Poestenkill to help alleviate the concerns and to insure our residents that the Town's continues to take all appropriate actions to ensure the safety and quality of the municipal water system. I have included facts and determinations from New York State Regulatory Agencies, from Poestenkill's February 20, 2016 letter to our water district users, and from today's Albany Times Union article entitled "Town Issues Water Alert". Bethlehem officials say risk for harm is at a minimum.

The Town of Poestenkill has been notified by the Rensselaer County Health Department that sampling in the water district indicates that we have exceeded the Maximum Contaminant Level (MCL) for **Total Trihalomethanes** per the levels established by the Environmental Protection Agency and the New York State Sanitary Code. The Maximum level (based on a running annual average) of this substance as outlined in Part 5 of the New York State Sanitary Code is **80 parts per billion**. During 2015 Poestenkill averaged 82.3 PPB at one of the two required sample test locations with two quarterly samples below 80 PPB and two quarterly samples above 80 PPB. At the second required location the test result was 70.7 PPB, significantly lower than the required limit of 80 PPB. These results are significantly improved from past results achieved as the result of Troy's, Brunswick's and Poestenkill's efforts. Trihalomethanes are a byproduct of the chlorine used to disinfect the drinking water supply. The City of Troy adds chlorine at their water treatment facility, Brunswick also adds chlorine to the water. In addition, the Town of Poestenkill adds chlorine. As a matter of fact, with the high level of THMs in the water which we receive from Troy and which is pumped through Brunswick, it is virtually impossible to meet the existing THM requirements without specialized water treatment in Poestenkill.

Drinking water is disinfected by public water suppliers to kill bacteria and viruses that could cause serious illnesses. Chlorine is the most commonly used disinfectant in New York State. For this reason, disinfection of drinking water by chlorination is beneficial to public health.

Some studies suggest that people who drink chlorinated water (which contains trihalomethanes) or water containing elevated levels of trihalomethanes for long periods of time may have an increased risk of certain health effects. For example, some studies of people who drank chlorinated drinking water for 20 to 30 years show that long term exposure to disinfection by-products (including trihalomethanes) is associated with an increased risk for certain types of cancer. However, in each of the studies, how long and how frequently people actually drank the water, as well as how much trihalomethanes the water

contained is not known for certain. Therefore, we do not know for sure if the observed increases in risk for cancer and other health effects are due to trihalomethanes or some other factor.

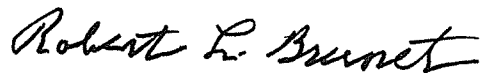
I have attached a copy of today's issue of the Times Union newspaper with an article regarding THM's in the Town of Bethlehem. To quote the statistics regarding this article dated February 25, 2016 – "Town Issues Water Alert", Bethlehem officials say risk for harm is at a minimum". "Officials say the risk to human health is only if it is consumed in high quantities for decades. The compounds in question are called trihalomeethanes (THMs) and form when natural organic materials in the water react with the chlorine used to disinfect it. "You want to be absolutely safe, but it is not clear and present", Supervisor John Clarkson said of the hazard posed by the elevated THMs. "It's just one area where it's marginally above the standards". Town leaders said that water system hasn't changed, but the federal Environmental Protection Agency increased its standards, effective in 2013. Previously the 80 parts per billion average was for water through the town system. Now that measure has to be applied to each sample taken at multiple locations.

Dr. Elizabeth Whalen, the Albany County Health commissioner, said residents should not be worried. The EPA is very conservative in setting its standards, she said and people are at no immediate risk from drinking the water. The EPA estimates drinking 2 liters of water containing 100 parts per billion of THMs every day for 70 years could result in three extra cases of cancer for every 10,000 people, the town said. No boil-water advisory has been issued, Whalen said and residents who feel uncomfortable can install a carbon filter or use a Brita filter on their drinking water.

More information about contaminants and potential health effects can be obtained by calling the EPA's Safe Drinking Water Hotline (800-426-4791) or the Rensselaer County Health Department at (518) 270-2632, Mr. Rich Elder.

We will continue to work to solve the THM problem and will update you regarding any actions that the Town takes. If you have any questions, you may contact the Town of Poestenkill Water Department at 283-5100 extension 102.

Sincerely,



Robert L. Brunet, P.E.
Building Inspector/
Code Enforcement Officer
Water Manager
Town of Poestenkill



Greg Schultz / Times Union

Workers repair a water main break on Fox Hollow Road near Lynwood Drive on Wednesday. The upper county Department of Environmental Health has issued a boil-water order for the entire town.

Boil-water order for Niskayuna

using.

Boiling kills most bacteria and other organisms in the water.

Alternatively, use bottled water certified for sale by the state Department of Health.

Boiled or bottled water should be used for drinking, making ice, washing teeth, washing dishes and preparing food until further notice.

The Niskayuna Water Department shut down water to the main along several truck streets with Lynwood Drive around 10 p.m. Tuesday following a water main break, the town reported. The project

involved some pressure surges that triggered other breaks throughout the distribution system.

The original break on Fox Hollow Road near Lynwood Drive was on a large-diameter pipe and at least four breaks happened on the town's smaller diameter distribution pipe system.

Officials will announce when tests confirm that no harmful bacteria are in the system and boiling is no longer necessary.

It is anticipated to take several days.

For updates, go to <http://schenectadycounty.com/> or visit the county's Facebook page or Twitter feed.

Town issues water alert

Bethlehem officials say risk for harm is at a minimum

By Tim O'Brien

Bethlehem

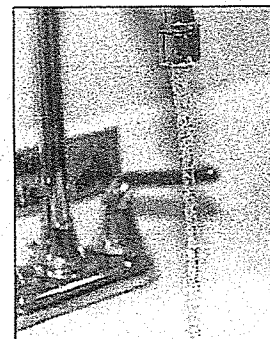
Town residents are being informed about a high level of potentially harmful compounds in their drinking water, but officials say the risk to human health is only if it is consumed in high quantities for decades.

While the town has begun designing changes to prevent the problem, that work is part of a \$10 million project that will take until 2019 to complete.

The compounds in question are called trihalomethanes (THMs), and form when natural organic materials in the water react with the chlorine used to disinfect it.

The acceptable standard for the presence of the compound is an annual running average of 80 parts per billion, and the town sampled water at one site that showed an average of 89 parts per billion.

Please see **WATER C2** ▶



Lori Van Buren / Times Union

Trihalomethane compounds in Bethlehem tap water can affect health if consumed in high amounts for decades.

WATER

▶ CONTINUED FROM C1

The town has begun to design improvements to the Clapper Road Water Treatment Plant to address the issue. Town officials said their situation is far different from problems with water in Flint, Mich., and Hoosick Falls, where pollution has tainted the supply.

"You want to be absolutely safe, but it is not clear and present," Supervisor John Clarkson said of the hazard posed by the elevated THMs. "It's just one area where it's marginally above the standards."

Town leaders said the water system hasn't changed, but the federal Environmental Protection Agency increased its standards, effective in 2013. Previously, the 80 parts per billion average was for water throughout the town system. Now that measure has to be applied to each sample taken at multiple locations.

"This isn't a failure of the Clapper Road plant that is causing this," public works commissioner George Kansas said.

The town deliberately tested water in the lower Wemple Road area, where the higher level of THMs were found, because it tends to be the oldest water in the system and was most likely to exceed the standards, Kansas said.

Clarkson said the thinking on when chlorine should be added to treat water has changed over the years, and a new plant would be designed differently than existing systems to add chlorine at the end rather than the beginning of treatment. That step would decrease the presence of THMs.

The improvements the town plans to make at the Clapper Road facility will also increase capacity from 3 million gallons a day to 6 million gallons. Dr. Elizabeth Whalen,

the Albany County health commissioner, said residents should not be worried. The EPA is very conservative in setting its standards, she said, and people are at no immediate risk from drinking the water.

"They say a person would have to drink water containing the THMs at twice the regulatory limit for several decades to present any potential risk," she said.

The EPA estimates drinking 2 liters of water containing 100 parts per billion of THMs every day for 70 years could result in three extra cases of cancer for every 10,000 people, the town said.

No boil-water advisory has been issued, Whalen said, and residents who feel uncomfortable can install a carbon filter or use a Brita filter on their drinking water.

"I believe Bethlehem has been very pro-active about this," she said. "They immediately started to take steps to alleviate this."

Lab tests on animals have shown effects on the liver, kidney and nervous system and the ability to bear healthy offspring. Studies of women who drank water containing the compounds during pregnancy show small increased risks for low birth weights, miscarriages and birth defects, the town said in a Feb. 1 notice to Bethlehem water customers.

This isn't the first time the issue has occurred in town. In 2013, the town had similar results at its New Salem Water Treatment Plant. Improvements were made to bring that plant into compliance.

Kansas will discuss the water system and the issues with the compounds at a meeting at 6 p.m. March 9 at Town Hall.

▶ tobrien@timesunion.com • 518-454-5092 • @timobrientu

YOUR BEST SHOT



Submit

Blanket donations for children appreciated

The Alliance for Positive Health on Feb. 17 received more than 60 child-size blankets thanks to Fingerpaint and Twill. From left, Bill Faragon, Alliance executive director; Sherry Piscitella, Alliance client services director; Jeremy Halloran, Twill co-owner and CFO; Bo Goliber, community relations with Fingerpaint; and Donna Vancavage, Alliance's director of development & marketing. Maddie Goliber in is the front.

Submit your photos! this QR code to go direct to the gallery or use this URL: <http://timesunion.yourphotos/>



Jpeg images be at le MB. Ca need na hometo

and some explanation what's pictured.

INFRASTRUCTURE

Route 67 bridge to close for repairs

Ballston

Work on an railroad bridge will close Route 67 near Ballston Spa this week due to repairs after a garbage truck damaged it.

Workers from Canadian Pacific Railway will repair the span from 6 p.m. to 4 a.m. each night.

The road will be fully closed each night until Thursday, March 3.

The bridge is approximately two miles south of Ballston Spa.

A garbage truck damaged the bridge Feb. 8 when its driver neglected to lower the boom, a sergeant with the Saratoga County Sheriff's Office

said.

A ticket was issued for an over-height vehicle and the driver is expected to be in Town Court Thursday.

The garbage truck belongs to a private contractor not associated with Saratoga County Sheriff's Office said — Sta



Cindy Schultz / T

Workers repair the railroad bridge on Route 67, just Brookline Road. It will be closed evenings until Ma



TOWN OF POESTENKILL

38 Davis Drive, P.O. 210
Poestenkill, NY 12140

Office of the
Building Inspector/
Code Enforcement Officer/Water Manager

February 20, 2016

Dear Poestenkill Water District Resident,

The Town of Poestenkill has been notified by the Rensselaer County Health Department that sampling in the water district indicates that we have exceeded the Maximum Contaminant Level (MCL) based on a locational running annual average for **Total Trihalomethanes** per the levels established by the Environmental Protection Agency and the New York State Sanitary Code. The Maximum level of this substance as outlined in Part 5 of the New York Sanitary Code is **80 parts per billion**. Subpart 5-1.78 of the New York Sanitary Code requires that Poestenkill provide public notification (Tier 2) to all customers in the Poestenkill Water District #1. A copy of the public notification language was provided for the Town's use by the Rensselaer County Department of Health. For the 4th quarter of 2015 the locational running annual average at one of the two required sampling locations was 82.3 PPB based upon the 11/2/2015 testing. At the second required location the test result was 70.7 PPB, significantly lower than the required limit of 80 PPB. These results are significantly improved from past results, achieved as the result of Troy's efforts. Because of the running annual average measurement, you have received similar letters in the past.. At this point (as will be discussed later) the THM problem is not yet full resolved and the solution rests predominately with the cities of Troy and Brunswick. Trihalomethanes are a byproduct of the chlorine used to disinfect our drinking water supply. The City of Troy adds chlorine at their water treatment facility. Brunswick also adds chlorine to the water. In addition, the Town of Poestenkill adds chlorine at the Pump Station on Spring Avenue Extension. It should be mentioned here that our monthly chlorine residual test results (From ST. PETER'S HOSPITAL ENVIRONMENTAL LABORATORY) have continually met safe standards. It also should be mentioned that Poestenkill does not treat our water for THMs. As a matter of fact, with the high level of THMs in the water which we receive from Troy and which is pumped through Brunswick, it is virtually impossible to meet the existing THM requirements without specialized water treatment in Poestenkill; we are dependent upon Troy and Brunswick to reduce the THMs in the water which they provide us. There is no action needed by homeowners. The Town of Poestenkill has been and will continue to be working with the City of Troy Water Department, the New York State Health Department, and the Rensselaer County Health Department to reduce Trihalomethanes while maintaining chlorine levels that will ensure that your drinking water is safe.

The Rensselaer County Department of Health required wording is contained in the following two paragraphs.

Notification Language for TTHMs

Trihalomethanes are a group of chemicals that includes chloroform, bromoform, bromodichloromethane, and chlorodibromomethane. Trihalomethanes are formed in drinking water during treatment by chlorine, which reacts with certain acids that are in naturally-occurring organic material (e.g., decomposing vegetation such as tree leaves, algae or other aquatic plants) in surface water sources such as rivers and lakes. The amount of trihalomethanes in drinking water can change from day to day, depending on the temperature, the amount of organic material in the water, the amount of chlorine added, and a variety of other factors. Drinking water is disinfected by public water suppliers to kill bacteria and viruses that could cause serious illnesses. Chlorine is the most commonly used disinfectant in New York State. For this reason, disinfection of drinking water by chlorination is beneficial to public health.

Some studies suggest that people who drink chlorinated water (which contains trihalomethanes) or water containing elevated levels of trihalomethanes for long periods of time may have an increased risk for certain health effects. For example, some studies of people who drank chlorinated drinking water for 20 to 30 years show that long term exposure to disinfection by-products (including trihalomethanes) is associated with an increased risk for certain types of cancer. A few studies of women who drank water containing trihalomethanes during pregnancy show an association between exposure to elevated levels of trihalomethanes and small increased risks for low birth weights, miscarriages and birth defects. However, in each of the studies, how long and how frequently people actually drank the water, as well as how much trihalomethanes the water contained is not known for certain. Therefore, we do not know for sure if the observed increases in risk for cancer and other health effects are due to trihalomethanes or some other factor. The individual trihalomethanes chloroform, bromodichloromethane and dibromochloromethane cause cancer in laboratory animals exposed to high levels over their lifetimes. Chloroform, bromodichloromethane and dibromochloromethane are also known to cause effects in laboratory animals after high levels of exposure, primarily on the liver, kidney, nervous system and on their ability to bear healthy offspring. Chemicals that cause adverse health effects in laboratory animals after high levels of exposure may pose a risk for adverse health effects in humans exposed to lower levels over long periods of time.

WHERE DOES OUR WATER COME FROM?

In general, the sources of drinking water (both tap water and bottled water) include rivers, lakes, streams, ponds, reservoirs, springs, and wells. As water travels over the surface of the land or through the ground, it dissolves naturally occurring minerals and, in some cases, radioactive material, and can pick up substances resulting from the presence of animals, vegetation or from human activities. Contaminants that may be present in source water include: microbial contaminants; inorganic contaminants; pesticides and herbicides; organic chemical contaminants; and radioactive contaminants. In order to ensure that tap water is safe to drink, the State and the EPA prescribe regulations which limit the amount of certain contaminants in water provided by

public water systems. The State Health Department's and the FDA's regulations also establish limits for contaminants in bottled water which must provide the same protection for public health.

The Town of Poestenkill purchases its water from the City of Troy, which is then pumped from Troy to Poestenkill, through Brunswick. The City of Troy draws its water from a "Surface Water Supply", the spring fed Tomhannock Reservoir. It is located northeast of the City of Troy. Water flows from the Reservoir to the Troy Water Treatment Plant (TWTP), a complete treatment facility. In an effort to lower the formation of disinfection byproducts (DBBPs), TWTP has started to add potassium permanganate at the Tomhannock Reservoir. Potassium permanganate is a strong oxidant that is used to oxidize the iron and manganese, but does not produce the DBBP's that chlorine does. Potassium permanganate is being fed seasonally from about June to about October depending on the iron and manganese levels in the Raw Water. Additionally chlorine dioxide is added to oxidize the organic material that leads to the formation of disinfection byproducts when it reacts with chlorine, chlorine dioxide does not form DBBP's like THM's or HAA5's. Chlorine dioxide is fed year-round. They also add fluoride at a low level to protect teeth against dental cavities.

Our water system serves approximately 350 service connections with approximately 700 people using water daily. The water is chlorinated as it enters the town prior to distribution; this is the only treatment which Poestenkill employs.

ARE THERE CONTAMINANTS IN OUR DRINKING WATER?

As the State regulations require, we routinely test your drinking water for numerous contaminants. These contaminants include: total coliform, turbidity, inorganic compounds, nitrate, nitrite, lead and copper, volatile organic compounds, total trihalomethanes, haloacetic acids, radiological and synthetic organic compounds. The only contaminant exceeding requirements is THMs; Poestenkill has continually met all other contaminant requirements. The State allows us to test for some contaminants less than once per year because the concentrations of these contaminants do not change frequently.

It should further be noted that all drinking water, including bottled drinking water, may be reasonably expected to contain at least small amounts of some contaminants. The presence of contaminants does not necessarily indicate that water poses a health risk. More information about contaminants and potential health effects can be obtained by calling the EPA's Safe Drinking Water Hotline (800-426-4791) or the Rensselaer County Health Department at (518)270-2632, Mr. Rich Elder.


As discussed in previous letters to the Poestenkill water users, meeting this standard is beyond the control of Poestenkill and improvement depends largely on Troy. There have been ongoing meetings with Troy, New York State Department of Health, Rensselaer County Department of Health, Brunswick and Poestenkill. Troy has been taking significant steps to reduce the Total Trihalomethanes; however, since the standard is based upon a twelve month moving average of quarterly results, we can expect to exceed the standard for some time. As a result of the efforts led by Troy, our THM level has improved, but, again, due to the annual running average (the nature of the measurement) it will be some time before Poestenkill meets the standard.

Furthermore, in addition to the work done by Troy, Brunswick and Poestenkill, it is possible that Poestenkill will be required to perform additional treatment to our water. We are proud to report that our system did not violate a maximum contaminant level of any other water quality standard.

Please share this information with all the other people who drink this water, especially those who may not have received this notice directly (for example, people in apartments, nursing homes, schools, and businesses). You can do this by posting this notice in a public place or distributing copies by hand or mail.

We will continue to work to solve the THM problem and will update you regarding any actions that the Town takes. If you have questions you may also contact the Town of Poestenkill Water Department at 283-5100 extension 102.

Sincerely,

A handwritten signature in cursive script that reads "Robert L. Brunet".

Robert L. Brunet, P.E.
Water Manager
Town of Poestenkill