

TOWN BOARD MINUTES
TOWN OF POESTENKILL
TOWN BOARD MEETING
MAY 19, 2016

(Not approved at time of distribution)

ROLL CALL AS FOLLOWS

Councilwoman Butler	Present
Councilman Hass	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 Wohlleber 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.

Public Comment Period - B. Teal, Poestenkill Fire Chief reported on the information that was reported in the Times Union regarding our ambulance service which he himself felt was not factual. B. Teal went on to elaborate that Mohawk now covers the Poestenkill area and has been, since our ambulance was taken out of service. Poestenkill still has first responders that reports to the scene prior to Mohawk arriving and it seems to be working out well. D. Bader, Poestenkill resident feels that response time as it stands now is way too long and something needs to be done. Supervisor Jacangelo thanked B. Teal for clarifying statements reported in the Times Union. He went on to state that the first responders have done a great job. Supervisor Jacangelo stated that the first responders carry defibrillators which the Poestenkill Business Association helped fund. Rensselaer County Legislator, R. Bayly reported that he had spoken with a Mohawk Ambulance representative and they were going to put together a figure for a dedicated ambulance for this area and that the representative stated that he would get back to Mr. Bayly. Councilman Van Slyke praised the first responders and stated it was not his intention for people to think that he was criticizing their work. Councilman Wohlleber stated that the ambulance committee report is 97% completed and will be delivered to the Supervisor shortly.

Mr. Thielemann and Robert Recio wanted to address the Town Board regarding their issues of the use of their property on 647 Blue Factory Rd., and the letters that have been sent from the Code Enforcement Officer. Mr. Recio stated that he feels that they are personally being attacked because of their neighbor. R. Brunet had sent a letter dated May 5th to Mr. Thielmann along with a Stop Work Order. This issue has been ongoing for several years with Mr. Thielemann and Mr. Recio living in the camping trailer on the property with no running water or a septic system. There is no current building permit for the construction of the house because it has expired. Yet Mr. Thielemann and his (roommate) continue to live in the camping trailer in violation of the Town Code. Mr. Thielemann would just like to be left alone and feels that his constitutional rights are being fringed upon. He feels that there is a misinterpretation of the law. He wants to live in the camping trailer until his home is fully constructed but has no idea how long this might take. Right now money is an issue. Town Attorney Tomaselli stated that his understanding is the activities are alleged code violations and if there is no cure, the matter will be brought to court.

Characterizing this as a camping trailer after living in it for two years as his primary home, is not considered camping.

E. Ryder, neighbor Mr. Thielemann has referred to in reference and in pictures has a camping trailer sited on their property however she stated that is what it is a camping trailer however they live in their residence. R. Brunet stated that the Health Dept. has stated that Mr. Thielemann can't live in this camping trailer unless it is hooked up to a water source as well as having a septic system of which he has neither. Once again Mr. Brunet stated that the building permit for the house construction has expired. Once everyone was given the opportunity to speak the public comment period was closed.

Motion by Butler, seconded by Van Slyke and an oral vote of 5 ayes to accept the Town Clerk's minutes of the April 21, 2016 Town Board meeting as amended/corrected. In paragraph 1 when talking about Local Law #1-2016, the Town Clerk referred to P. Jamison as the Planning Board Chairman when in fact he is the ZBA Chairman. Also, she inadvertently omitted the vote on the approval of the purchase of a Cat 259D Compact Track Loader for the highway department. The motion made at the April 21, 2016 meeting was made by Councilwoman Butler, seconded by Councilman Van Slyke and carried with an oral vote of 5 ayes authorizing the purchase off of State Contract from Southworth-Milton, Inc. a Track Loader, 18" Cold Planer and Brush Cutter in the amount of \$66,475.96. The supervisor stated the monies are available in the highway superintendent's equipment budget line.

Presentations:

Ambulance Committee-This item was discussed during the public comment period of the meeting.

Rensselaer Plateau-A representative gave an overview of the goals of the Alliance. Their main goal is the conservation of the forest. Supervisor Jacangelo stated that he was a supporter of this project for a long time and he looks forward to what the next few years will bring. Councilman Van Slyke is concerned over the parking lot in front of people's homes. The video presentation has been postponed.

Farmland Protection Project- Wagner Farm- The Associate Director of the Agricultural Stewardship Assoc. which is a non-profit land trust, did the presentation stating that their mission is to conserve working forests and farmlands. Tonight's application involves Wagner Farms. In order to proceed, the Association needs a letter of support from the Town. Motion by Van Slyke, seconded by Butler and an oral vote of 5 ayes authorizing the Supervisor to draft the letter of support. Supervisor Jacangelo stated that this project is consistent with the Comprehensive Plan and Town goals and there is no other town involvement. Before the letter is sent, Town Board members will be given copies of the letter.

Liaison Reports:

Planning Board –Town Board members had copies of the Planning Board's meeting of May 3rd in their packets. Member Heckelman elaborated on this meeting.

Zoning Board – Town Board members had copies of the ZBA minutes of May 10th in their packets. Supervisor Jacangelo reported on the meeting due to the absence of Mr. Jamison.

Fire Company – Fire Chief Teal reported on their calls.

Library – D. Reis reported on the successful Market Day and other upcoming events.

Youth Advisory Board-Town Board member Wohlleber reported that the Youth Board met on May 18th and they are working on a Field Day to be held on June 24th at the VFW.

CAC-No Meeting.

Discussion Items:

Planning Board Memo dated 4/21/16 on Fee Schedule-Any formal action on the fee schedule additions will be held over until the June Town Board meeting so Town Board members can thoroughly review the Planning Board memo.

Correspondence:

Memo dated May 4th from Time Warner Cable stating that certain services/stations might be discontinued in the near future.

Action Items:

Warren Fane-SEQRA Review-Town Board members had received amended documents to the rezoning project located Snyders Corners Road. Several members did take a personal tour of the mine. Parts 2 and 3 of the Full Environmental Assessment Form (EAF) have to be completed by the Town Board (Part 1 was completed by the applicant) and based on the results of the complete EAF, the Town Board has to make a determination as to significance. Town Board members answered all of the questions in Parts 2 and 3 of the Full EAF and it was entered into the record and became a part of the file. This form was lengthy and Town Board members did have much discussion over some of the resident issues. Motion by Van Slyke, seconded by Butler to issue a Negative Declaration on this rezoning project. There was some discussion among Town Board members and the impacts and Supervisor Jacangelo feels that the impacts can be mitigated in the context of the final Local Law that addresses the rezoning.

VOTED UPON AS FOLLOWS FOR THE NEGATIVE DECLARATION:

- Councilwoman Butler YES
- Councilman Hass YES
- Councilman Van Slyke YES
- Councilman Wohlleber YES
- Supervisor Jacangelo YES

Mr. Tomaselli will draft the text of the proposed local law for rezoning for the next Town Board meeting and the public hearing will be set at the June meeting.

Eagle Scout Recognition of Donald Peter Nash, Ryan C. Nolan and D. Michael Stackrow. The event will take place June 12th at the firehouse. RESOLUTION #8 2016-IN THE MATTER OF THE TOWN BOARD OF THE TOWN OF POESTENKILL FORMALLY RECOGNIZING THE ACHIEVEMENTS OF LOCAL RESIDENT AND EAGLE SCOUT DONALD PETER NASH

- MOVED BY: Councilwoman Butler
- SECONDED BY: Councilman Hass

VOTED UPON AS FOLLOWS:

- Councilwoman Butler YES
- Councilman Hass YES
- Councilman Van Slyke YES
- Councilman Wohlleber YES
- Supervisor Jacangelo YES

RESOLUTION #9-2016-IN THE MATTER OF THE TOWN BOARD OF THE TOWN OF POESTENKILL FORMALLY RECOGNIZING THE ACHIEVEMENTS OF LOCAL RESIDENT AND EAGLE SCOUT RYAN C. NOLAN

MOVED BY: Councilman Wohlleber

SECONDED BY: Councilman Hass

VOTED UPON AS FOLLOWS:

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

RESOLUTION #10-2016-IN THE MATTER OF THE TOWN BOARD OF THE TOWN OF POESTENKILL FORMALLY RECOGNIZING THE ACHIEVEMENTS OF LOCAL RESIDENT AND EAGLE SCOUT D. MICHAEL STACKROW

MOVED BY: Councilman Hass

SECONDED BY: Councilman Van Slyke

VOTED UPON AS FOLLOWS:

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

Purchase of Milton Cat Angle Broom-Motion by Butler, seconded by Hass and an oral vote of 5 ayes authorizing the purchase of the angle broom in the amount of \$6,839.71

Reports:

Supervisor's Report- Supervisor Jacangelo reported that he has had no responses on the solar project at the old landfill site, would like to see CPR classes held at the Fire House, etc.

Town Attorney's Report – Town Board members had copies of Mr. Tomaselli's written report for the month on his activities which included the reviewing of the rezoning application, discussions with R. Brunet regarding latest Code violation proceeding, etc. His full report is on file in the Town Clerk's office.

Town Clerk's Report – Motion by Butler, seconded by Wohlleber and an oral vote of 5 ayes to accept the Town Clerk's report of April 2016. The total amount received in the Clerk's office was \$16,809.20 and of that amount \$16,444.51 was remitted to the Supervisor. Town Board members had copies of the Building Inspector/Code Enforcement Officer's written report. R. Brunet reported on three important issues which included, MS4 Report, the new International Code and an ongoing issue on Blue Factory Road. There were also reports from the Assessor, DCO, and the Highway Dept.

Councilman Wohlleber would like to have a resolution drafted honoring the Algonquin School teacher, nurse and the Poestenkill resident that saved the life of the child this week.
Councilman

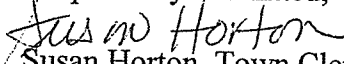
Wohlleber will get the names of the people involved and will give the information to Mr. Tomaselli so a resolution can be adopted honoring them at the June Town Board meeting.

Payment of Bills:

Motion by Hass, seconded by Wohlleber and an oral vote of 5 ayes to pay Warrant #9-2016 in the amount of \$\$29,951.79. Motion by Wohlleber, seconded by Hass and an oral vote of 5 ayes to pay Warrant #10-2016 in the amount of \$1,654.38.

Motion by Van Slyke, seconded by Butler and carried to adjourn this meeting at 9:40 p.m.

Respectfully submitted,


Susan Horton, Town Clerk