

TOWN BOARD MINUTES
TOWN OF POESTENKILL
TOWN BOARD MEETING

May 18, 2017

(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, Town Attorney

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

Supervisor Jacangelo started the meeting with the Pledge of Allegiance and opened the public hearing at 7 p.m. on the proposed Local Law entitled "TOWN OF POESTENKILL SOLAR ENERGY ZONING LAW" which would address the siting, construction, and operation of solar energy systems within the Town and indicate the zoning districts each type of solar energy system may be located. Supervisor Jacangelo opened the hearing up for any comments for or against the proposed local law. There were no comments on the issue from the audience so Supervisor Jacangelo spoke about the proposed local law and specially on the pilot programs and how the PILOTS were assessed. Board members spoke among themselves regarding the tax issue and the PILOT program and Town Attorney Tomaselli gave his comments. Supervisor Jacangelo polled the Board members and it was decided that they felt that the contract with the Town for payments in lieu of taxes (PILOTS) should require annual payments to be made from the property owner to the Town for the full 15-year exemption period in an amount to be based upon a unit cost of \$5-\$8 per kilowatts of design output. Mr. Tomaselli will make the changes based on what was discussed this evening. The hearing was closed at 7:25 p.m. The formal vote will take place later in the meeting.

Public Comments on Service Responses to the RFP's for Ambulance Service- Supervisor Jacangelo reported that the RFP's that were received were on the Town's website. There were four proposals two of which included shared/dedicated services. Two of the proposals (North Greenbush and Mohawk) are potentially feasible for the Town with respect to cost/response time. Several residents spoke on this issue and there are still many questions that must be answered and Supervisor Jacangelo stated that this will be discussed this evening and in several future meetings as information only. Official comments will be taken when this matter gets to a Public Hearing/Local Law in the establishment of an **Ambulance District** by way of a **Public Referendum**. There is a time schedule as to when the material must go to the Board of Elections prior to being put on the ballot. Councilman Van Slyke and Wohlleber have circulated questions to Mohawk and to North Greenbush as to how the cost is calculated. Councilman Van Slyke stated that he and Councilman Wohlleber had a very productive meeting with Sand Lake last week and had several meetings with North Greenbush. Mohawk's figure is \$207,000 and North Greenbush is \$256,000. The Board must work through many questions and determine what the companies will provide in detail.

Supervisor Jacangelo opened the floor for any other comments from the public and there being none the comment period was closed.

Motion by Wohlleber, seconded by Butler and an oral vote of 5 ayes to accept the Town Clerk's minutes of April 20, 2017 as written.

Correspondence: No correspondence

Liaison Reports:

Planning Board –Town Board members had copies of the Planning Board's meeting of May 2nd in their packets. D. Heckelman, Planning Board member elaborated on their meeting.

Zoning Board – Town Board members had copies of the April 11th ZBA meeting in their packets. P. Jamison, Chairman of the ZBA reported on the May 9th meeting.

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

Library – Councilman Van Slyke reported that there was no library news.

Youth Advisory Board- The summer camp is being held at PES this year.

CAC- No Meeting

Discussion Items:

Solar Energy Law Draft-This was discussed at length during the Public Hearing.

Work Place Violence Policy-A new draft was written by Mr. Tomaselli from the discussion held at last month's meeting and there were more changes made to the draft this evening which will be incorporated into the Resolution.

RFP's for Ambulance Services- This was already discussed.

Action Items:

Workplace Violence-RESOLUTION #6-2017-IN THE MATTER OF THE TOWN BOARD OF THE TOWN ADOPTING A WRITTEN WORKPLACE VIOLENCE PREVENTION POLICY AND PROVIDING FOR POSTING-Motion by Butler, seconded by Hass and carried to adopt the Workplace Violence Policy and Resolution with changes discussed this evening.

Town of Poestenkill Solar Energy Zoning Law-RESOLUTION #7-2017-IN THE MATTER OF THE ADOPTION OF THE TOWN OF POESTENKILL SOLAR ENERGY ZONING LAW with minor changes as discussed, this evening and Mr. Tomaselli will prepare the formal resolution. This motion was made by Councilman Wohlleber, seconded by Butler and carried.

Local Law #2-2107-IN THE MATTER OF ADOPTION OF LOCAL LAW #2-2017 ENTITLED "TOWN OF POESTENKILL SOLAR ENERGY LAW"

MOVED BY: Councilman Wohlleber

SECONDED BY: Councilwoman Butler

VOTED UPON AS FOLLOWS:

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

Reports:

Supervisor's Report- Supervisor Jacangelo reported that he had a conference call with National Grid, the Water Manager, and the Highway Superintendent regarding the problems at the Lochvue site. National Grid has agreed to move their utilities by Sept. 1st. The Memorial Day parade will be held on May 29th, Councilwoman Butler will present the wreath at the monument. Supervisor Jacangelo has been working with the Nature Conservancy about clearing up an encroachment issue and once that is done the property itself will be ready for the Town's acquisition. He would like to direct the Town Attorney to start having conversations with the Nature Conservancy on what the contract of acquisition will look like. The Supervisor would like Mr. Tomaselli to prepare the Baberville Falls draft that Town Board members have in their packets tonight, in the proper Local Law form so the Town can hold a Public Hearing in July. Mr. Tomaselli reported that the Town cannot enact the Local Law on the Town's part until it becomes the Town's property. Supervisor Jacangelo stated that he felt the Local Law could be prepared have a public hearing on the Local Law and reserve action on the Local Law until the Town signs the official contract and the deed is filed. Supervisor Jacangelo wants everything taken care of and in place prior to day one of ownership. The handicap elevator area is almost completed and the lift has been installed. Supervisor Jacangelo stated that Spectrum has been up on the mountain and his hope is that they will be making a grant application for this area. Councilman Hass stated that he has asked for a written proposal from National Grid on the gas issue and was told he will receive this within 4-6 wks.

Town Attorney's Report – Mr. Tomaselli reported on the matters that he worked on since the last Town Board meeting which included working on the revisions to the Solar Law and the Work Place Violence Resolution. He has spoken with M & T Bank about financing for the payloader.

Town Clerk's Report – Motion by Hass, seconded by Van Slyke and an oral vote of 5 ayes to accept the Town Clerk's report of April 2017. The total amount received in the Clerk's office was \$7,772.86 and of that amount \$7,551.76 was remitted to the Supervisor. Town Board members had copies of the 2017 Tax Warrant Settlement Report. Town Board members had copies of the Building Inspector/Code Enforcement Officer's written report. There were also reports from the Assessor, DCO, 811 report, Water report and the Highway Dept. report.

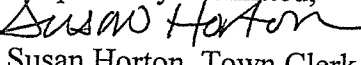
Supervisor Jacangelo clarified some budget issues pertaining to the Planning/Zoning appropriations/expenditures that the Secretary to the PB/ZBA had and he stated that the simple answer to this question is if it gets to a point where there is no money left in a particular line of the department then a budget transfer can be made.

Payment of Bills:

Motion by Hass, seconded by Wohlleber and an oral vote of 5 ayes to pay Warrant #8 -2017 in the amount of \$46,859.39. Motion by Hass, seconded by Wohlleber and an oral vote of 5 ayes to pay Warrant #9-2017 in the amount of \$29.16.

Motion by Supervisor Jacangelo, seconded by Butler and carried to exit to Executive Session at 9:15 to discuss a personnel issue with no votes being taken. Motion by Wohlleber, seconded by Butler and carried to exit from Executive Session and immediately adjourn this meeting at 9:45 p.m.

Respectfully submitted,


Susan Horton, Town Clerk