

TOWN BOARD MINUTES
TOWN OF POESTENKILL
TOWN BOARD MEETING
December 14, 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
Jack Casey, Town Attorney

The Town Board members met at 7:00 p.m. to audit the monthly bills. Motion by Hass seconded by Butler and an oral vote of 5 ayes that the bills have been audited for payment this evening.

Supervisor Jacangelo opened the meeting with the Pledge of Allegiance and explained that the first item on the agenda was the public hearing for the 2018-2019 Fire Protection agreement. The Affidavit of Publication was available for review. The hearing was opened at 7 p. m. With no comments from the public or Town Board members, the public hearing was closed at 7:05. The agreement will be voted on during the action part of the meeting.

The Public Comment period was then opened, and L. Basle wanted to reserve time to speak during the meeting. Several residents were present regarding the opening of the Waste Management site once again on Rt. 66 and all the problems that it will bring. Supervisor Jacangelo gave some background information on what he has compiled after researching boxes and boxes of material from when this all started. The 1992 Town Board virtually gave away the "store" to Benson when they permitted a transfer station for Benson which originally permitted 100 tons per day. Then they did a Part 360 amendment which permitted up to 200 ton per day that resulted in the Host Benefit Agreement with a fee payment to the Town, BUT the agreement was only made for 3-years. It was never written as a permanent agreement. The site is zoned as a PDD and this PDD goes with the property from one to the next. He said some very poor decisions were made by this 1992 Town Board at the time. Supervisor Jacangelo stated that the operations at the site are limited to 7 to 5 p.m. and, they are also having vector control there. He fully expects that DEC and the Town will closely watch the operating permit. The lengthy discussion followed.

Motion by Butler, seconded by Van Slyke and an oral vote of 5 ayes to accept the Town Clerk's minutes of the November 16, 2017 meeting as written.

Liaison Reports:

Planning Board –Town Board members had copies of the November 8th Planning Board minutes and liaison J. Briggs elaborated on the meeting. The Highway Superintendent feels that the Planning Board members should be invited to the Lochvue site to see what the town has been dealing with for many years. Supervisor Jacangelo reported on some new issues regarding this Lochvue site and the owners might have to go back to the Planning Board.

Zoning Board – Town Board members had copies of the December 5th ZBA minutes and P. Jamison, Chairman elaborated.

Fire Company – Town Board members had copies of the Fire Co. November report and D. Basle reported that the East Poestenkill Fire House looks very good after the work that was done.

Library – L. Lundgren reported on the library's recent activities including the holiday lights campaign. There was also a discussion on the lighting situation at the library and that a car had been hit recently. At the end of January, there will be an active shooter drill/session.

Youth Advisory Board – Councilman Wohlleber reported on the recent youth activities including the holiday movie night that was held.

CAC-No meeting.

Correspondence: There was no correspondence.

Discussion Items:

Barberville Falls Local Law-A draft copy of the proposed Local Law entitled REGULATING ACCESS TO AND USE OF THE BARBERVILLE NATURAL RESOURCE AREA WITHIN THE TOWN OF POESTENKILL-The Town Board will start with this draft and it will be sent to the people that have an interest in the issue and a copy will be on file in the Town Clerk's office. The draft will also be placed on the website.

Court Books-Court Books will be open for review on 12/21/2017 between 5:30-7 p.m.

Limited Town Tax Exemption Law-Supervisor Jacangelo reported that NYS has passed a law that eliminates the 10-year limit for Cold War Veterans as was the initial item on the exemption when it was first proposed. The county will be changing their existing law to reflect that change as well. The information is in the Town Board packets for their review and it explains what the Town Board needs to do.

Action Items:

Authorizing the signing of Fire Department Contract-Supervisor Jacangelo asked L. Basle if everything was agreeable and Mr. Basle stated that it was. Motion by Hass, seconded by Wohlleber and an oral vote of 5 ayes authorizing Supervisor Jacangelo to sign the 2018-2019 Fire Protection Service Agreement.

RESOLUTION #28-2017-IN THE MATTER OF ADOPTION OF A STANDARD WORK DAY AND WORK ACTIVITIES REPORTING RESOLUTION FOR ELECTED AND APPOINTED OFFICIALS FOR NEW YORK STATE AND LOCAL EMPLOYEES' RETIREMENT SYSTEM PURPOSES IN ACCORDANCE WITH 2 NYCRR 3154 Resolved, that a certified copy of the unredacted Resolution and the Town Clerk's affidavit of posting thereof shall be filed by her with the Office of the State Comptroller within 45 days of the adoption of said resolution

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 #29-2017-IN THE MATTER OF THE TOWN OF POESTENKILL'S OPTING OUT FROM THE NEW YORK STATE PAID FAMILY LEAVE (PFL) COVERAGE ACT

Resolved that the Town of Poestenkill hereby opts out and chooses NOT to participate in the NYS Paid Family Leave Benefits Program; and further Resolved that the Town Clerk notify in writing the Workers Compensation Board and the Town's insurance carrier of the passage of this resolution

MOVED BY: Councilman Wohlleber

SECONDED BY: Councilman Van Slyke

VOTED UPON AS FOLLOWS:

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

Reports

Supervisor's Report – Supervisor Jacangelo reported that a new Water Manager had been hired and that the natural gas project is now off the table. There is a meeting set to discuss new and old continuing issues at the Lochvue site. The year-end meeting will take place on December 28th at 7 p.m. with the swearing in of the newly elected officials to follow and the Organizational Meeting will be held January 4th at 7 p.m.

Attorney's Report – Mr. Casey reported on his work for this month's meeting which included working on the resolutions and drafting the local laws. He also has been working closely with the Supervisor on the issues with the Waste Management site.

Town Clerk's Report – Motion by Van Slyke, seconded by Wohlleber and an oral vote of 5 ayes to accept the Town Clerk's report of November 2017. The total amount received in the Clerk's office was \$4,780.86 and of that amount \$3,743.27 was remitted to the Supervisor. Town Board members had copies of the Building Inspector/Code Enforcement Officer's written report. Board members also had copies of the Assessors monthly report, DCO report, water report, 811 report and the Highway report. Supervisor Jacangelo is concerned over the lack of dogs being licensed in the town. He feels that a letter should be sent out with the January tax bills stating that all dogs over the age of 4-months must be licensed by March 2018 without penalty and after that date a penalty will be incurred.

Motion by Butler, seconded by Wohlleber and an oral vote of 4 ayes with 1 abstention by Councilman Van Slyke that if an unlicensed dog is picked up (after March 2018) and brought to Creekside Kennel the license fee will double.

Budget Transfers:

RESOLUTION #30-2017-IN THE MATTER OF THE TRANSFER OF CERTAIN WATER BUDGET FUNDS-Resolved that it is hereby authorized and directed That the sum of \$4072.54 be transferred from Water Budget Fund line item 8340.4 (unmetered Water Flushing) to Water Budget Fund line item 8320.43 (Purchase of Water) and that the sum of \$7,000 be transferred

from Water Budget Fund line item 8310.11 (Water Assistant Manager) to Water Budget Fund line item 8320.43 (Purchase of Water)

MOVED BY: Councilwoman Butler

SECONDED BY: Councilman Van Slyke

VOTED UPON AS FOLLOWS:

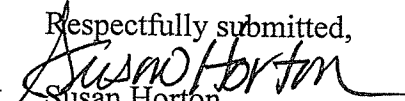
Councilwoman Butler	YES
Councilman Hass	YES
Councilman Van Slyke	YES
Councilman Wohlleber	YES
Supervisor Jacangelo	YES

Payment of Bills:

Motion by Hass, seconded by Wohlleber and an oral vote of 5 ayes to pay Warrant #22-2017 in the amount of \$105,928.61. Motion by Hass, seconded by Van Slyke and an oral vote of 5 ayes to pay Warrant #23-2017 in the amount of \$1,889.

Motion by Butler and seconded by Hass and an oral vote of 5 ayes to adjourn this meeting at 9:15 p.m.

Respectfully submitted,


Susan Horton
Town Clerk