

TOWN BOARD MINUTES
TOWN OF POESTENKILL
TOWN BOARD MEETING
FEBRUARY 15, 2018
(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

Supervisor Jacangelo opened the meeting with the Pledge of Allegiance and on a motion by Hass, seconded by Butler and carried that the monthly bills had been audited for payment.

Supervisor Jacangelo opened the Public hearing on proposed Local law #1-2018 making permanent the limited tax exemption for Cold War Veterans by repealing so much of the Town of Poestenkill Local Law #-2009 as provided for a 10-year sunset.

The Affidavit of Publication was available for review. There were no comments, so the Hearing was closed immediately.

Supervisor Jacangelo opened the floor for comments. Councilman Wohlleber had a letter from Ken Hohman who was unable to attend tonight's meeting with questions regarding the proposed acquisition of the Falls. He wanted the Town Clerk to read the letter into the record. Supervisor Jacangelo stated that it is now part of the record and he is not going to have the whole letter read. He further stated that there is an open hearing process that will go on until the proposed law is adopted. There were specific instructions as to how comments were supposed to be submitted. Supervisor Jacangelo stated that the questions that Mr. Hohman submitted were hypothetical questions and how do you answer them? This discussion continued for a lengthy period between Councilman Wohlleber and Supervisor Jacangelo. Attorney Casey said that if he had received this letter earlier he could have reviewed it and could have had some responsive answers. He said that he and the Supervisor have been working on SEQRA and trying to make it palatable to everyone in the town. Councilman Van Slyke stated that he will not vote to accept this proposal on acquiring the Falls until all questions are answered. Councilwoman Butler stated that a lot of the questions are "really putting the cart before the horse" because the property has still not been acquired. Attorney Casey will call Mr. Hohman about the letter he submitted and explain to him that the questions are all premature because the Town has not yet acquired the property in question. * The full text of these questions are attached.

Motion by Butler, seconded by Hass and an oral vote of 5 ayes to accept the interim Deputy Town Clerk's minutes of January 18, 2018, as written.

Liaison Reports:

Planning Board –Chairman Russell reported on the Planning Board's meeting of February 6th. Chairman Russell stated that the PB would like to change some of the wording in the Town Code pertaining to SUP's relating to chickens because of the fact that more and more people are housing chickens and right now the process is too extensive. He also asked about the process of

sending letters certified and advertising legal notices and could the process be changed because of the cost. It will be investigated.

Zoning Board – No February meeting.

Fire Company – Town Board members had copies of the January Fire Co. report and L. Reiter asked if it would be possible to have a street name change for Weatherwax Rd. to Weatherwax Ext. because it is very confusing when there is a fire or emergency call. Supervisor Jacangelo stated that it can be done, and he doesn't know how the residents in that area would feel about a name change. Supervisor Jacangelo stated that he would investigate it. The Fire Co. is celebrating their 100-year anniversary and Supervisor Jacangelo stated that he has already spoken to D. Toniatti on the special event to be held in 2020.

Library – L. Lundgren reported on the activities at the Library which included their chocolate party last Saturday and she thanked the Fire Co. for advertising the event on their sign board. May 5th is the Library's Market Day.

Youth Advisory Board-Councilman Wohlleber updated the Board on the activities that were happening with the Youth Board. K. Anthony will be taking the BAR exam and thinks that it would be helpful to bring someone new in for the Youth director's position. Supervisor Jacangelo stated that the Town will be looking for a new Director and it will be posted on the website and Councilman Wohlleber when the time comes, will be conducting the interviews

CAC- No Meeting

Correspondence: Memo dated January 19th from DOT stating that two DO NOT DRIVE ON SHOULDER signs will be placed on Rt. 66 in front of the Algonquin Middle School as their workload allows.

Discussion Items:

AUD-Town Board members had copies of the new draft AUD. The AUD has good news for the town. The unallocated and unappropriated balance is growing in the highway fund, general fund and the water fund. Supervisor Jacangelo was given the authority to sign the document and send it to the Comptroller's office.

Barberville SEQRA Type 1-Supervisor Jacangelo went through the SEQRA process with the Town Board and each Board member had a draft copy of the document. Councilwoman Butler did the draft copy that Town Board members have in their possession and is looking for input from Town Board members. At the March Town Board meeting, the Board will do an official review of the SEQRA.

Reschedule March Meeting-There was a request to reschedule March's Town Board meeting to March 22, 2018 and the Board members were agreeable with that decision.

New Bank-Supervisor Jacangelo stated that he and Councilman Hass have been diligently working on a new primary bank for the Town. They have developed a proposal with M&T bank. This is going to be a lot of work to get done. The Key Bank fees were getting out of hand along with other things and was a disappointment. There are many accounts that have to be dealt with. Supervisor Jacangelo thanked Councilman Hass for all of his work.

Action Items:

RESOLUTION #2-2018 --IN THE MATTER OF ENACTING A PERMANENT COLD WAR VETERANS LIMITED TOWN TAX EXEMPTION LAW FOR THE TOWN OF POESTENKILL and RESOLVED that pursuant to NYS Real Property Law 458-b (2) (a)(iii), the ten-year sunset provision of Local Law #1 of 2009 of the Town of Poestenkill is hereby repealed, and the exemption authorized shall apply to qualifying owners of qualifying real property for as long as they remain qualifying owners

MOVED BY: Councilman Wohlleber

SECONDED: Councilman Hass

VOTED UPON AS FOLLOWS:

Councilwoman Butler YES

Councilman Hass YES

Councilman Van Slyke YES

Councilman Wohlleber YES

Supervisor Jacangelo YES

IN THE MATTER OF ADOPTING LOCAL LAW #1-2018 – ENACTING A PERMANENT COLD WAR VETERANS LIMITED TOWN TAX EXEMPTION LAW FOR THE TOWN OF POESTENKILL. RESOLVED, that pursuant to NYS Real Property Law 458-b (2)(a)(iii), the ten-year sunset provision of Local Law No. 1 of 2009 of the Town of Poestenkill is hereby repealed, and the exemption authorized shall apply to qualifying owners of qualifying real property for as long as they remain qualifying owners.

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

Library Lease and Service Agreement-Motion by Hass, seconded by Van Slyke and carried to approve the Library Lease and Library Service Agreement for the year 2018.

Veterans Service Agreement- Motion by Hass, seconded by Van Slyke and carried to approve the 2018 Veteran's Service Agreement.

Senior Service Agreement – Motion by Hass, seconded by Van Slyke and carried to authorize the approval of the Poestenkill Senior Service Agreement.

RESOLUTION #3-2018 – ACCEPTING LEAD AGENCY STATUS FOR SEQRA REVIEW OF THE POTENTIAL BARBERVILLE FALL ACQUISITION

MOVED BY: Councilwoman Butler

SECONDED BY: Supervisor Jacangelo

VOTED UPON AS FOLLOWS:

Councilwoman Butler YES

Councilman Hass YES

Councilman Van Slyke NO

Councilman Wohlleber YES

Supervisor Jacangelo YES

Reports:

Supervisor's Report- Supervisor Jacangelo reported that he met with the new Sand Lake Supervisor and has been in touch with Spectrum. Also, there is a need tonight for an Executive Session on the Waste Management contract. A current Creekside Kennel agreement has to be worked out.

Town Attorney's Report – Mr. Casey reported on the matters that he worked on since the last Town Board meeting which included the work on the Cold War Local Law and the hearing notice for that law and he has been working on the Barberville Falls paperwork. Mr. Casey also noted that he was designated as a Parliamentarian for the Association of Towns which will be held in NYC.

Town Clerk's Report – Motion by Wohlleber, seconded by Hass and an oral vote of 5 ayes to accept the Town Clerk's report of January 2018. The total amount received in the Clerk's office was \$11,698.26 and of that amount \$11,605.20 was remitted to the Supervisor. Town Board members had copies of the Building Inspector/Code Enforcement Officer's written report. Councilman Wohlleber wanted to know if there was any progress in the house situation on Blue Factory Rd. Attorney Casey will discuss this further with Code Enforcement Officer P. Barringer. Supervisor Jacangelo stated that he will call our DCO on the dog matter. There were also reports from the Assessor, DCO, 811 report, Water report and the Highway Dept. report. The highway superintendent had some issues with the Water Dept truck being fueled at the highway garage and he didn't feel that his budget should support this. Supervisor Jacangelo stated that his budget is reimbursed for this expense when paperwork is submitted. It was also discussed as to why the Water Manager takes the town vehicle home with him each night lately and it was stated that he had an accident with his own vehicle and needed transportation back and forth to work due to the fact that it is a state mandate that the town water is tested daily.

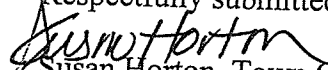
Payment of Bills:

Motion by Hass, seconded by Van Slyke and an oral vote of 5 ayes to pay Warrant #3 -2018 in the amount of \$2,905.15. Motion by Hass, seconded by Wohlleber and an oral vote of 5 ayes to pay Warrant #4 -2018 in the amount of \$11,721.30.

S. Valente, President of the PBA stated that the PBA is sponsoring a CPR class for all town employees tentatively set for March 20th at 6 p.m. at the Fire House

Motion by Hass, seconded by Wohlleber, and carried to enter into Executive Session at 8:30 p.m. to discuss the Waste Management contract with no formal vote taken. Motion by Wohlleber, seconded Van Slyke to exit the Executive Session at 9:10 and immediately adjourn.

Respectfully submitted,


Susan Horton, Town Clerk