

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 the 19th day of July, 2018.

LOCAL LAW NO. __ OF 2018

TO REPEAL THE REQUIREMENT FOR A SPECIAL USE PERMIT FOR RESIDENTS IN CERTAIN ZONING DISTRICTS TO KEEP UP TO SIX CHICKENS

WHEREAS, Chapter 150, Article VI § 150-26 (D) of the Poestenkill Town Code requires residents to obtain a special use permit in order to keep chickens in the R, RR-1 and CLI Districts, and

WHEREAS, the Town Board hereby finds that the rigors of obtaining a special use permit in order to keep chickens (not roosters) is unduly onerous for residents with sufficient property in the R, RR-1 and CL1 Districts who wish to raise chickens; and

WHEREAS, the requirement that such residents provide a 144 square foot fenced-in pen for their chickens is a reasonable protection for the chickens and neighbors;

NOW, LET IT THEREFORE BE

RESOLVED, that subdivision D of Chapter 150, Article VI § 150-26 of the Poestenkill Town Code be and hereby is amended to read as follows:

A special use permit shall be required for such activity in the R, RR-1 and CLI Districts in accordance with Article VII of this chapter except for residents who keep up to six chickens who are not roosters in a fenced enclosure of at least 144-square feet.

MOVED BY: _____

Prepared and approved as to form by:
John T. Casey, Town Attorney

SECONDED BY: _____

VOTED UPON AS FOLLOWS:

Councilwoman June Butler: _____

Councilman David Hass: _____

Councilman Harold Van Slyke: _____

Councilman Eric Wohlleber: _____

Supervisor Dominic Jacangelo: _____

TOWN BOARD MINUTES
TOWN OF POESTENKILL
TOWN BOARD MEETING
JUNE 28, 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

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

Supervisor Jacangelo opened the meeting with the Pledge of Allegiance and explained that the first item on the agenda was the Public Hearing which opened at 7 p.m. on proposed Local Law #2-2018 which would amend Chapter 150, Article VI 150-26 (D) of the Town Code to repeal the requirement for a SUP for keeping up to 6 chickens (excluding roosters) in an enclosed 144 square foot pen in R, RR-1 and CL1 Districts. Supervisor Jacangelo asked if any one had any questions/comments on the proposed local law. Councilman Hass feels that the Hamlet should be included in this proposed law and currently in our Code they are not allowed in the Hamlet. The Hamlet is mostly ½ acre or less. Councilwoman Butler feels this might be a problem with adjoining neighbors in the Hamlet. Councilman Van Slyke feels that the way it is now is fine because the Hamlet is too close. Councilman Wohlleber feels that the Town should be more efficient, and he is not in favor because we are just shifting the burden to the neighbors/Code Enforcement Officer. Supervisor Jacangelo stated that he is not inclined to change the official document to include the Hamlet unless there is a majority in favor of the change. Motion by Hass, seconded by Van Slyke to make a motion to support the allowance of chickens in the Hamlet. Supervisor Jacangelo, Councilman Wohlleber and Councilwoman Butler voted no on the motion allowing chickens in the Hamlet and Councilman Hass and Van Slyke were for the allowing of the chickens in the Hamlet. This will be discussed further at the July 19th meeting where it will formally be voted on. After everyone was given the opportunity to speak, the Hearing was closed at 7:25 p.m.

Public Comment on the Barberville Natural Resource Area Plan-A town resident inquired as to who would be enforcing the rules and regulations at the site. Supervisor Jacangelo stated that a person will be hired to enforce the rules. M. Kitchie asked about the issue of insurance and if there would be an additional cost of taking this site over. There will be no additional cost of the town's insurance premiums and the Nature Conservancy will provide a one-time \$30,000 fee to the town which will be used for security and upkeep of the property. T. Hohman reported that the yellow police signs have been taken from the site and that is criminal he stated. Supervisor Jacangelo stated once again that the Nature Conservancy has been an absentee landlord and the town is trying to fix the problem and care for the site. The lengthy discussion continued. Supervisor Jacangelo stated he received an informal comment that the Park Plan assumes that the current draft of the local Code which has not been finished, supersedes the Park Plan. K. Hohman wanted to know if his questions to the CAC had been answered and Supervisor Jacangelo stated that the committee answered these questions. And T. Hohman stated that if the

Town took this site over then the Town is stuck with it. J. Casey, Town Attorney stated that there is a “reverter clause” in the proposed deed. Councilwoman Butler stated that the Town didn’t want the property, but we felt that we would be a better steward then the Nature Conservancy has been over the years. Councilman Hass stated for the record that he opposes the Town taking over this property because it is going to be an enormous problem for the town. This discussion will continue at the July 19th meeting.

Supervisor Jacangelo opened the floor for comments. Town resident asked if there was a jake brake ordinance (engine braking) in the town and Supervisor Jacangelo stated that there is no town ordinance nor state law. The same gentleman stated that this time of year a popular bike route on Plank Rd. is an issue due the heavy traffic flow trying to avert the bicyclists. Supervisor Jacangelo stated that he would notify the County Engineer. T. Anatasio wanted to know if the small bridge on Snyder Corners Rd. was going to be repaired and he didn’t know anything about it but he will reach out to R. Bayly our Legislator to see if he can shed some light on the subject. His second question was where does he find out the results of the water sampling from when Callanan started their mining in that area.

Motion by Hass, seconded by Wohlleber and an oral vote of 5 ayes to accept the Town Clerk’s minutes of the May 17, 2018 meeting as written.

Liaison Reports:

Planning Board –Town Board members had copies of the Planning Board’s meeting of June 5, 2018. T. Russell, PB Planning Board Chairman elaborated on the meeting.

Zoning Board – Town Board members had copies of the ZBA meeting of June 12, 2018. No Liaison was present, but Councilwoman Butler noted in the June 12th minutes that the secretary stated that a property that was previously subdivided cannot have another subdivision for 10 yrs. Councilwoman Butler stated that this should be “5 yrs. not 10 yrs.”

Fire Company – Town Board members had copies of the Fire Co. May 2018 report. L. Basle thanked the highway superintendent and his crew for doing a wonderful job doing the paving at the firehouse. He also asked the supervisor if the town’s files are being reviewed on the property on Abbott Dr. Supervisor Jacangelo stated that the issue is being reviewed.

Library – E. Gresens reported on the activities at the Library.

Youth Advisory Board- The new Youth Director T. Buker reported that they are on summer camp planning mode. Councilman Wohlleber spoke on K. Anthony’s accolades for her many years as the Youth Director and wished her the best in future endeavors and Supervisor Jacangelo shared Councilman Wohlleber’s comments.

CAC- Supervisor Jacangelo stated that the CAC did meet this month and reviewed the questions on the Barberville Falls Resource Plan and the Waste Management Host Agreement.

Correspondence:

Memo from Charter Communications dated June 7th explaining the channel changes that were taking place.

Kronau Group-Quail Meadows-Memo dated June 21st from K. Kronau asking for the Quail Meadow Dr. road in Phase I to be dedicated to the Town. D. Basle questioned the hydrants/connections on Quail Meadow and he also questioned the bump outs on the road.

Discussion Items:

Mohawk and Hudson River Humane Society animal shelter agreement-Motion by Hass, seconded by Wohlleber and carried to authorize the Supervisor to sign the shelter agreement.

Waste Management Host Community Agreement-Motion by Van Slyke, seconded by Supervisor Jacangelo to accept the Host Benefit Proposal and discussion followed. Supervisor Jacangelo stated that Waste Management has written up a draft proposal that all Town Board members had in their packets. He went through all of the details of the proposal. It provides solid waste disposal for residents of the town who do not have trash pick up and will be open certain days and time during the week. They will accept recyclables as well. The proposal offers a host fee of 50 cents per ton/90 tons per day/5 days a week which estimates approximately \$12,000 per year which Waste Management would like to be paid quarterly. A discussion regarding where the resources would be allocated too was held by Board members. It was discussed that it would be put into a legal/beautification fund for the Town's use when needed. The Host agreement includes that they (Waste Management) will comply with State DEC permit but comply with the Town operating permit which mirrors the NYS permit. Councilman Hass strongly disagrees with accepting this proposal because he feels this is creating an anti-business town and perhaps it could be looked at as a "bribe". Motion by Van Slyke, seconded by Supervisor Jacangelo and an oral vote of 4 ayes with 1 nay by Councilman Hass to authorize the Supervisor to sign the Community Benefit Agreement between the Town and Waste Management.

MS4 Annual Report-Supervisor Jacangelo stated that this document has been filed with the County.

Phone System-Supervisor Jacangelo stated that he is looking into whether our current internet can handle a new phone system because the internet is so slow.

Resolution #9-2018-Authorizing the Planning Board Upon a proper finding pursuant to Town Law 277(4) (c) to accept a sum of money in lieu of dedicated Parkland required in the approval of a subdivision Plat containing Residential Units and provisions for the determination of the value thereof- Supervisor Jacangelo wants to forward this resolution to the Planning Board and the Zoning Board for their comments prior to any formal vote on the issue. Councilman Hass objects to the whole State law concept. This will be discussed further at the next TB meeting.

Discuss section 150.85 of the Code-Councilwoman Butler stated this was already discussed at an earlier date.

General Code Estimate-A quote has been received from General Code Publishing to update recent legislation and the Town Board feels that the quote is reasonable but Supervisor Jacangelo would like to wait until the proposed Local Law #2-2018 is formally acted on and until the Town decides on what is going to be done with the Falls issue.

Action Items:

Certify Mohawk and Hudson River Humane Society Shelter Agreement-This was already approved earlier in the meeting. Supervisor Jacangelo reported that with the new Mohawk and Hudson River Humane Society Agreement it will cost \$70 plus additional fees per day.

Consider for Approval Waste Management Host Community Agreement-This was already voted upon earlier in the meeting.

Consider for Adoption Code Change in relation to the keeping of Chickens in certain Zones- This will be discussed further at the next Town Board meeting.

Motion by Wohlleber, seconded by Van Slyke and an oral vote of 5 ayes to appoint R. Brunet at a salary of \$2,000 a month as interim Water Manager for the town until a replacement is found.

Reports:

Supervisor's Report- Supervisor Jacangelo reported that the former Water Manager has left his position and that Lana's position will be vacant starting January 1st and there are twelve applicants that will be interviewed on July 12th. Supervisor Jacangelo also noted that the resolution that was adopted in 2016 where new hires will only be eligible for single coverage does NOT apply to the highway department.

Town Attorney's Report – Mr. Casey reported on the matters that he worked on since the last Town Board meeting which included working on the Park Land Local Law, the proposed local law pertaining to the chickens and contracts.

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 May 2018. The total amount received in the Clerk's office was \$5,985.46 and of that amount \$5,737.70 was remitted to the Supervisor. 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. The Highway Superintendent wanted to thank the Town of Sand Lake and North Greenbush, Rensselaer County Highway crew and D. Browe. Supervisor Jacangelo also thanked the Highway Superintendent for coordinating all the people in the paving project at the Firehouse parking lot.

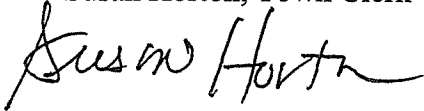
Payment of Bills:

Motion by Hass, seconded by Wohlleber and an oral vote of 5 ayes to pay Warrant #11-2018 in the amount of \$178,006. Motion by Hass, seconded by Wohlleber and an oral vote of 5 ayes to pay Warrant #12-2018 in the amount of \$36,233.30.

Motion by Butler, seconded by Supervisor Jacangelo and carried to exit to Executive Session at 9:30 to discuss possible litigation with no votes being taken during the session. Motion by Supervisor Jacangelo, seconded by Butler and carried to adjourn this meeting at 10 p.m.

Respectfully submitted,

Susan Horton, Town Clerk



Charter

COMMUNICATIONS

June 29, 2018

Re: Charter Communications – Upcoming Changes

Dear Municipal Official:

This is to inform you about a programming change that will affect our subscribers in New York.

Effective on or after July 1, 2018, Aplauso TV will launch on Spectrum lineups as a replacement for El Garage TV, which was previously discontinued by Olympusat, effective July 1st.

If you have any questions or concerns, please feel free to contact me at 518-640-8575 or via email at kevin.egan@charter.com.

Sincerely,



Kevin Egan
Director, Government Affairs
Charter Communications

20 Century Hill Drive
Latham, NY 12110



July 16, 2018

Re: Charter Communications – Upcoming Changes

Dear Municipal Official:

I am providing you with this notice as part of our ongoing efforts to keep you apprised of developments affecting Charter subscribers in your community.

Effective on or after August 15, 2018, Spectrum Deportes on TV En Espanol will no longer be available on Spectrum lineups. Spectrum SportsNet, the English language version of this network, will remain on lineups and live games will have secondary Spanish audio available.

If you have any questions or concerns, please feel free to contact me at 518-640-8575 or via email at kevin.egan@charter.com.

Sincerely,

A handwritten signature in black ink, appearing to read "Kevin Egan", written over a light blue horizontal line.

Kevin Egan
Director, Government Affairs
Charter Communications

20 Century Hill Drive
Latham, NY 12110



Planning Board

TOWN OF POESTENKILL

38 Davis Drive / P.O. Box 210

Poestenkill, NY 12140

(518) 283-5100 Phone

(518) 283-7550 Fax

PLANNING BOARD AGENDA

July 3, 2018

7:30 Meeting Opens – Pledge of Allegiance

Public Hearing:

Donna Young 2 Lot Minor Subdivision
126.00-1-5.11 105 Hinkle Road

Applicants:

Janet Provost **REVISED** 3 Lot Minor Subdivision
137.00-2-7.21 576 Oak Hill Road

Mark Petrone Storm water & road easement
Lochvue

Minutes of the June 5, 2018 Meeting

Public Comments

Old Business:

Waste Management Discussion of Issues

Organization:

Green Space Town Law: Review, discussion.

Other:

Harvey Teal to attend July Meetings
Jeff Briggs to Attend August Meetings
Tom Russell to attend September Meetings

SEQRA Hearing: The SEQRA portion of the public hearing began with Chairman Russell reading the Environmental Assessment Form (EAF) into record and the Board responded to all questions. Chairman Russell asked for comments in favor or in opposition of this portion of the application, none given. A motion made by Member Teal that the proposed action will have no significant environmental impact and therefore a negative declaration should be issued. Member Daniel seconded the motion and it was approved by a vote of six (6) ayes, zero (0) nays, and zero (0) abstentions. Chairman Russell states the proposed action will not result in any significant adverse environmental impacts and closes this Hearing.

Minor Subdivision Hearing: Given the negative declaration, the final public hearing on the approval portion of the application conducted after the SEQRA Hearing, Chairman Russell asked for comments in favor or in opposition of the final portion of the application, none given. Chair closes the public hearing with “There being no further comments, the public hearing is closed.” Member Teal makes “motion that the proposed 2 lot minor subdivision for the property at 105 Hinkle Road, Poestenkill, NY be approved, motion seconded by Member Dore and it was approved by a vote of six (6) ayes, zero (0) nays, and zero (0) abstentions.

Resolution: 2 lot Minor Subdivision Approved

Minutes: Meeting minutes of June 5, 2018 were reviewed. Motion to accept the Minutes was made by Board Member Briggs, seconded by Board Member Heckelman and approved by a vote of seven (7) ayes; zero (0) nays; zero (0) abstentions.

Public Comment Period:

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

Old Business:

Waste Management

Member Valente stated all has been quiet. Town Board Member June Butler explained that Waste Management will pay \$0.50 per ton of intake, with a not to exceed limit of \$12,000. Chairman Russell stated these is proposed quarterly recycling and that resident will be able to drop of bags of either garbage or recycling twice a week between the hours of 7 am- 9 am at cost of \$3.00 per bag.

Major Subdivision Green Space regulation

Chairman Russell reported the Town Board has had a proposed “Green Space” law (that deals only with the financial issues) drafted by Town Attorney and has sent this proposal to the Planning Board for review and comment. There much discussion amongst Board Members, Planning Board Attorney Robert Ryan and Town Board Members in attendance, June Butler and Harold Van Slyke. Issues of a recreational type fund vs. actual on-site recreation site and would recreation site be open to all residents vs. just residents of the major subdivision were discussed. Member Valente expressed much concern of the Town

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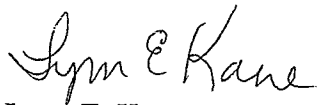
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acquiring multiple parcels that would be unusable for recreation and/or that the Town would be responsible for maintenance such as mowing, etc. Attorney Ryan stated under section 244 of the Town Code, the land would be deeded to the Town, to be utilized by all residents or the project developer would have to remain as owner. Ms. Butler explained that the Planning Board proposal of 2011 was not acted on by the Town Board. Further, she stated it may be time for the Town's Comprehensive Plan be updated, that in past there were committees formed to address these types of issues. Mr. Van Slyke feels the Planning Board should act on this proposed law (on fee schedule) and address other items in future. Attorney Ryan summarized the situation that at least one (1) acre would need to be deeded to the Town or a fee – proposed \$750 per lot from the Planning Board or "...fair market value...of a similarly sized and located piece of property in its unimproved state..." as suggested by Town Board Law. Mr. Van Slyke stated the Town Assessor would need to determine the fair market value. Member Dore questioned who would decide – Town or developer – what parcel in the subdivision would be deeded to Town, i.e. unusable Area such as swamp or wetland area. Attorney Ryan stated it would be up to Town to approve. Member Daniel spoke of the need to have the Comprehensive Plan updated but also implemented. He stated there are Members on this Board have significant opposing views that should be reviewed and that once the Plan is updated, the provisions of the Plan should be acted upon without delay. Attorney Ryan stated that a parcel here and there may not be of much use to the Town whereas funds paid to the Town may be more efficient and appropriate. Member Dore questions what the Town's vision is for recreational spaces, that the Town is currently lacking in public recreational spaces and we must decide what we want for the future. Member Daniel said he assisted when the Plan was worked on in 2011 and it now appears that nobody wants the Town to grow, that we must be proactive and move forward in timely manner. Ms. Butler stated the Town does have the Little League field and perhaps the Barbersville Falls. Clerk Kane is directed to send memo to Town Board requesting the Town's overall plan for this issue, instead of the current piecemeal approach. Matter to be discussed at next meeting.

A motion to adjourn the meeting at 8:40 was made by Board Member Teal, seconded by Board Member Valente and approved by a vote of seven (7) ayes, zero (0) nays, and zero (0) abstentions.

Respectfully submitted,



Lynn E. Kane,
Planning Board Clerk



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: Poestenkill Town Board

From: Planning Board

Re: Green Space – proposed Town Resolution 8

Date: July 10, 2018

At the July 3, 2018 meeting of the Planning Board, the above noted proposed “Green Space” resolution was thoroughly reviewed and discussed (discussion to continue next month). We respectfully request the Town Board provide this Board with the overall plan, incorporating the proposed fee schedule.

During the extensive discussion, there was a consensus that it may be time to revisit and revise this section of the Town’s Comprehensive Plan. Thank you.



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

AGENDA

Zoning Board of Appeals

July 3, 2018 @ 7:30 pm

10

MEETING OPENS – PLEDGE OF ALLEGIANCE

Minutes of June 12, 2018

New Applicant:

Janet Provost
137.00-2-7.21

3 Lot Minor Subdivision
576 Oak Hill Road

Organizational:

Other:

Tim Hoffay
Paul Jamison
Michael Colello

to attend July Meetings
to attend August Meetings
to attend September Meetings



TOWN OF POESTENKILL

38 Davis Drive / P.O. Box 210
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Zoning Board of Appeals

ZONING BOARD OF APPEALS July 10, 2018 Minutes

Attendees:

Kevin McGrath
Tim Hoffay
Michael Colello
Susan Kalafut
Nicole Heckelman

Absent:

Paul Jamison

Vice Chairman McGrath opened the meeting at 7:30 pm with the Pledge of Allegiance.

Minutes

The minutes of the Board meeting on June 12, 2018 were reviewed. There was some discussion over timeframes for projects and their variances. A motion to accept the minutes was made by Member Kalafut, seconded by Vice Chairman McGrath, approved by a vote of five (5) ayes, zero (0) nays, and zero (0) abstentions. Vice Chairman McGrath recuses himself from participation in Provost application as he is the Surveyor of project. Member Hoffay presides. Member Heckelman advises has known Applicant for many years but has no financial interest or benefit in this matter,

New Applicant:

Janet Provost
137.00-2-7.21

3 Lot Minor Subdivision
576 Oak Hill Road

Mrs. Provost discusses her project with the Board and explains the need for Area Variance for road frontage on Lot 3, where she has 106.5' where 200' is required by Code. Surveyor McGrath assists with answering Board Members questions. Motion made by Board Member Colello to schedule a Public Hearing for August 14, 2018. Motion is seconded by Board Member Kalafut and is approved with a vote of four (4) ayes, zero (0) nays and zero (0) abstentions.

Resolution: Public Hearing scheduled for August 14, 2018

Vice Chairman McGrath resumes the meeting. There being no further business, a motion to adjourn was made by Member Heckelman, seconded by Member Colello and approved by five (5) ayes, zero (0) nays and zero (0) abstentions. The meeting was adjourned at 7:50 p.m.

Respectfully submitted,
Lynn E. Kane
Clerk to ZBA

Poestenkill Fire Company
 Custom Summary Report
 June 2018

	<u>Jun 18</u>
Income	
Sale of Equipment	90.00
Town Contract Money	103,838.98
Total Income	<u>103,928.98</u>
Gross Profit	103,928.98
Expense	
Building Maintenance	
Main Station	82.38
Refuse	145.07
Total Building Maintenance	<u>227.45</u>
Electric	
East Poestenkill	116.72
Main Station	21.02
Total Electric	<u>137.74</u>
Equipment	
New Equipment	856.97
Total Equipment	<u>856.97</u>
Fire Trucks	
Repair & Maintenance	11.26
Total Fire Trucks	<u>11.26</u>
Insurance	
Auto	68.00
Total Insurance	<u>68.00</u>
Internet & Phone	103.62
Medical Supplies	15.06
Memorial Day	85.00
Memorial Fund (cash)	10,000.00
New Truck Fund (cash)	40,000.00
Office Supplies	600.44
Physicale	2,820.00
Security Alarm	65.00
Solar	660.66
Telephone	
East Poestenkill	40.42
Main Station	53.13
Total Telephone	<u>93.55</u>
Total Expense	<u>66,091.97</u>
Net Income	<u>47,867.01</u>

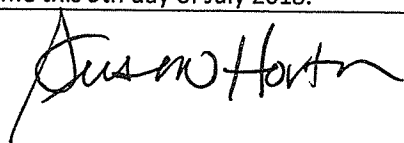
Poestenkill Fire Company
Custom Summary Report
 April through June 2018

	Apr - Jun 18
Income	
Sale of Equipment	90.00
Town Contract Money	103,838.98
Total Income	103,928.98
Gross Profit	103,928.98
Expense	
Building Fuel (heating)	
East Poestenkill (propane)	370.66
Main Station (Propane)	1,740.66
Total Building Fuel (heating)	2,111.32
Building Maintenance	
Main Station	82.38
Refuse	435.21
Total Building Maintenance	517.59
Electric	
East Poestenkill	428.44
Main Station	63.06
Total Electric	491.50
Equipment	
New Equipment	1,304.05
Repair & Maintenance	378.00
Total Equipment	1,682.05
Fire Trucks	
Fuel	1,321.06
Repair & Maintenance	4,747.49
Total Fire Trucks	6,068.57
Insurance	
Auto	6,443.00
Buildings	13,061.43
Total Insurance	19,504.43
Internet & Phone	267.89
Internet and Phone	103.82
Laboratory License Fee	300.00
Medical Supplies	1,148.56
Memorial Day	85.00
Memorial Fund (cash)	10,000.00
New Truck Fund (cash)	40,000.00
Office Supplies	
Postage	100.00
Office Supplies - Other	860.44
Total Office Supplies	960.44
Physical Fitness	400.00
Physicals	3,370.00
Professional Services	3,500.00
Security Alarm	195.00
Solar	1,167.68
Telephone	
East Poestenkill	120.60
Main Station	159.01
Total Telephone	279.61
Training	1,374.00
Web Site	233.10
Total Expense	93,600.59
Net Income	10,428.60

TOWN CLERK'S MONTHLY REPORT
Town of Poestenkill, New York
June 2018

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

Conservation Fees to the Town:	\$ 10.10
	\$ 22.50
Marriage License 3 @ \$ 7.50 each	
Marriage Certificate 3 @ \$10.00 each	\$ 30.00
Marriage Transcript @ \$10.00 each	\$
A1255 Total Town Clerk Fees	\$ 62.60
Peddler's Permit	\$
A1289 Registrar	\$
A2655 Minor Sales - Copies (certified copy) -	\$ 10.00
A2530 Games of Chance (Bell Jar)	\$
A2544 Local Fee for dogs	\$ 98.00
A2115 Planning Board Fees Planning \$100.00 1	\$ 100.00
A2555 Building Permits	\$1230.00
A2501 Junkyard License	
A2268 Impoundment fees from Creekside Kennel	\$
A2720 Water Meter Fee \$ 235.00 1001 Water Benefit Charge -	
A2240 Misc. Water Charges - \$ 580.00	\$
A2710 Water Permit Fee \$40.00	
1001 Water billing \$3,838.62	\$
Total Water Charges	\$4,693.62
REVENUE TO SUPERVISOR	\$6,194.22
Amount paid to State Comptroller for Games Chance License	\$
Amount paid to DEC for Conservation Licenses	\$ 172.90
Amount paid to AG. And Markets for fee for unsprayed/unneutered Dog program	\$ 38.00
Amount paid to State Health Dept. for Marriage Licenses	\$ 67.50
TOTAL DISBURSED	\$ 278.40
July 9, 2018 Dominic Jacangelo, Supervisor	
TOTAL AMOUNT RECEIVED BY CLERK	\$ 6,472.62
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 June Fees the application and payment of which are otherwise provided by law subscribed and sworn to before me this 9th day of July 2018.	



Town of Poestenkill
Office of the Assessor

TO: Poestenkill Town Board
From: Brian M. Jackson/ Assessor
Assessor's report for June 2018

The 2018 final assessment roll will be filed on July 1, 2018. The final legal notice has also been filed on July 1st as well as the roll listed on the Town's website. All the changes and corrections made by the board of assessment review have been added to the final roll that becomes the basis that all taxes are created from beginning in September with the school bill.

We have seen a larger than average growth to our roll based on many new homes being finished prior to taxable status date March 1st. Sales continue to be received and new folders are created to add potential value for next year. Currently relations between the building department and assessor's office have been very efficient thanks to the work of Lana Cassidy.

Constituent relations are considered good during this report period.

Respectfully submitted,



Brian M. Jackson
Assessor
Town of Poestenkill

Town of Poestenkill
Office of the Water Superintendent
P.O. Box 210
Poestenkill, NY 12140
Memorandum

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

From: Robert Brunet / Water Manager

Date: July 10, 2018

RE: Monthly Activities

Monthly Water Report June-July 2018)

Daily 811 Dig Safe daily requests were received and responded to.

Inspected 2 new water installations

2 new meters were installed.

Began training John Mastroanni as my assistant

Handled several customer complaints

Filled 1 swimming pool. The Town made \$275 and the homeowner saved \$ 900

At pumphouse (July 4) High pressure water line broke; replaced defective water line.

Took water samples at Town Hall and delivered to Bender Labs for testing



TOWN OF POESTENKILL

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

July 12, 2018

To: Dominic Jacangelo
Town Board members

From: Paul Barringer – Code Enforcement Officer/MS 4 Official

Re: June 2018 work activities

My work hours for the month totaled 45 ¼ hours. Fees collected through this office totaled \$1230.

Activities included:

- Fielded a number of complaints concerning non-conforming property issues with various degrees of resolution.
- Issued 11 new building permits for minor alterations, repairs, PV solar arrays, swimming pools, and additions. Issued 1 permit renewal. Two demolition permits were issued.
- Investigated one neighbor – neighbor complaint and found that one resident has been illegally dumping affecting the complainant's property. The illegal dumping may also violate MS4 regulations and DEC regulations. Research is ongoing. Update. The fill may be in violation of DEC regulations and further research is necessary. The results are definitely in violation of Town Code and the resident will be notified. Research indicates fill material may be okay but the area of the dumping may need to be modified according to town code. No need for DEC. Will communicate with offending party. Still pending.
- Investigated a second neighbor – neighbor complaint about illegal construction and illegal fence. Investigating. **Update:** Checked with assessor about the history of the property and building permits. Found no basis for the complaint of illegal construction. **Update:** Possible violation of town code regarding fence. Will communicate with complainant.
- Additional complaint received from a neighbor concerning illegal dumping of trees, shrubs, possible construction debris, etc. on adjacent property where the truck traffic imperils the safety of the neighbors' children. Investigated and found a large pile of debris. Consulted with DEC and will continue the investigation when the weather breaks (recent snowfall prevented an immediate investigation). Sent a Cease and Desist letter to the property owner. Will provide follow up information. **Update:** DEC indicated they will be investigating and I will be invited to their inspection of the premises. At this time, DEC has not notified me when

the inspection will take place. Update: DEC investigation found materials not permitted under their legislation and found an abundance of tires, possibly exceeding their allowable threshold without a permit in place. Further investigation by DEC and possible fines.

- Reviewing a complaint of a non-conforming use operation in a residential neighborhood. The town attorney, zoning and planning boards are involved in the review. Met with the owner of the property to review operations and inspect for possible code violations. One reported violation was found to be unfounded for non-registered motor vehicles. Condition of the property will be reviewed after the review is completed by the zoning/planning boards.
- Reviewing existing files on ongoing building permits with the long-term intent of closing out files. Conducting field inspections as necessary.
- Presently there are 8 open building permits for new house construction in various stages of completion. There are 3 long time open building permits for new house construction that have had their permits extended. There are 2 open building permits for additions and 1 pole barn. Four existing building permits in addition to the above originally issued for new house construction and/or significant modifications have been extended. Onsite inspections have taken place for compliance to the building code. The remaining permits are for long standing projects in various stages of completion. No changes since last month's report.
- One letter for a building that was constructed without appropriate permits was delivered by Rensselaer County Sherriff's Dept. to the homeowner in attempt to bring the homeowner in compliance with New York State and Town of Poestenkill Code Regulations and laws. Still open. Court date is being pursued to bring the owner in compliance. Owner has attempted to contact this office without any resolution at the time of this report. The owner came into the office to discuss a resolution. It was agreed to allow the owner some time to the results of the discussion and to come to a decision. The end time for the resolution was not discussed but it was agreed that the owner will accept correspondence from this office.
Update: Still open. Owner met with me to receive a building permit application and schedule a review of the premise prior to approving the building permit. The owner has not yet scheduled the review. Status is same.
- Conducted field inspections for compliance to SWPPP and MS4 requirements at Lochvue and Quail Meadows. Reviewed weekly reports from Ingalls Engineering for Lochvue. The engineering firm for Lochvue has been notified that the identified deficiencies and the maintenance work for SWPPP compliance needs to be addressed by the developer. Maintenance of the collection ponds and SWPPP compliance will remain with the developer until the Lochvue subdivision is completed. Still open.
- Met with Quail Meadow owner Kevin Kronau and his MS4 compliance engineer, Scott Reese about the future of the SPEDES/MS4 compliance

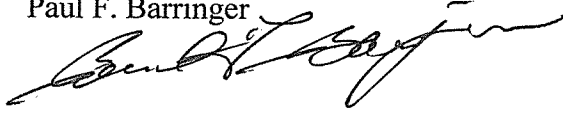
report. Contacted DEC representative and Town Engineer Tom Field about the town's responsibility regarding the plan. Found the plan must remain as is unless the owner/developer submits a NOT and files a new plan for the future subdivision work. All contractors working within the development shall sign on to the existing plan.

- Fielded a number of phone calls inquiring about building code compliance for future projects from town residents.
- Anticipating a change in DEC requirements for MS4 still waiting for the draft. A presentation by DEC representative Richard Clarkson outlined the changes in Part 360 regulations regarding dumping and fill. The regulations have the potential to impact the junkyard permits issued by the Town of Poestenkill. A review of the regulations will take place prior to the issuance of the permits. **UPDATE:** Reviewed the requirements and forwarded the necessary link and paperwork for DEC compliance to the salvage yard owners. Sent letters to the owners for calling to schedule the town required inspections prior to renewing the operating permits.
- Provided information to Attorney Casey for non-compliance to both NYS Codes and Town of Poestenkill Codes to bring the property owner into court. The issue has been a long standing problem prior to my employment and had been scheduled and re-scheduled for court appearances. According to one neighbor, one part of the complaint may have been resolved. Awaiting from input from the town attorney to proceed. **Update:** Paperwork for the court appearance is being prepared. Letter sent to the owner without a response at the time of this report. No response still by the time of this report. Neighbor reports that there has been no activity at the site.
- Mail requests for property updates were issued to the requesting title companies.
- Received a phone call from DEC Field Representative Kate Cournac inquiring about the clear cutting of the property at the rear of the Poestenkill Fire House in proximity to the Poesten Kill. Upon investigation found the land was being cleared for a Venture Scout project sponsored by the Poestenkill Fire Co. Due to the extent (greater than 1 acre and clear cutting), it was determined to be in violation of MS4 regulations and a verbal stop work order issued until further investigations and review by DEC. Met with DEC Part 15 specialist and DEC Enforcement representative Mary Barrie and Poestenkill Fire Dept. representatives. DEC found no water encroachment violations and found the present site stabilization to be satisfactory. No citations issued by DEC but work could not go forward until a SWPPP could be filed and a Notice of Intent filed with DEC. Further information will be provided next month. **Update:** PFD was working with Rensselaer Co. Sewer and Water specialist to prepare an acceptable plan (NOI) to be filed prior to continuing the work. SPEDES plan prepared and under review by town engineer and due to the location, under review by NYS Historic

Preservation due to potential Native American history. No response from NYS Historic Preservation had been received by the time of this report.

- Letters have been mailed to the owners of the multi-family residences to schedule the required inspections as indicated in NYS Uniform Building Fire Code not to exceed 36 months.

Paul F. Barringer

A handwritten signature in black ink, appearing to read "Paul F. Barringer", written in a cursive style.



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 Butler, Wohlleber, Hass, Van Slyke

From: Highway Superintendent- Toby Chadwick

Date: July 10, 2018

RE: Highway Activities
June 26, 2018-July 10, 2018

1. Crew been cutting grass on shoulders of roads.
2. Crew been putting shoulders on Bermas Road
3. Crew been working in shop and working on equipment.
4. Crew been helping Town of Sand lake pave roads.
5. Crew been helping Town of Brunswick pave.
6. Crew been helping Rensselaer County Highway pave some of their roads.

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 the 19th day of July 2018.

RESOLUTION NO. _____ OF 2018

IN THE MATTER OF THE TRANSFER OF CERTAIN GENERAL BUDGET FUNDS

WHEREAS, the Town bookkeeper has advised that it has become necessary to effect certain General Budget fund transfers to properly fund certain Town expenses;

NOW, LET IT THEREFORE BE

RESOLVED, that it is hereby authorized and directed as follows:

That the sum of \$500.00 be transferred from General Budget fund line item 11990.4 (Contingent) to General Budget fund line item 18510.4 (Community Beautification);

MOVED BY: _____

Prepared and approved as to form by:
Michelle Asquith

SECONDED BY: _____

VOTED UPON AS FOLLOWS:

Councilwoman June Butler: _____

Councilman David Hass: _____

Councilman Harold Van Slyke: _____

Councilman Eric Wohlleber: _____

Supervisor Dominic 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 the 19th day of July 2018.

RESOLUTION NO. _____ OF 2018

**IN THE MATTER OF THE TRANSFER OF CERTAIN
GENERAL BUDGET FUNDS**

WHEREAS, the Town bookkeeper has advised that it has become necessary to effect certain General Budget fund transfers to properly fund certain Town expenses;

NOW, LET IT THEREFORE BE

RESOLVED, that it is hereby authorized and directed as follows:

That the sum of \$3107.50 be transferred from General Budget fund line item 11990.4 (Contingent) to General Budget fund line item 11910.4 (Insurance);

MOVED BY: _____

Prepared and approved as to form by:
Michelle Asquith

SECONDED BY: _____

VOTED UPON AS FOLLOWS:

Councilwoman June Butler: _____

Councilman David Hass: _____

Councilman Harold Van Slyke: _____

Councilman Eric Wohlleber: _____

Supervisor Dominic Jacangelo: _____