

TOWN BOARD MINUTES
TOWN OF POESTENKILL
TOWN BOARD MEETING
JULY 19, 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 carried that the monthly bills had been audited for payment.

Supervisor Jacangelo opened the meeting with the Pledge of Allegiance and started the continuation of the discussion on proposed Local Law #2-2018 TO REPEAL THE REQUIREMENT FOR A SPECIAL USE PERMIT FOR RESIDENTS IN CERTAIN ZONING DISTRICTS TO KEEP UP TO SIX CHICKENS. Councilman Hass would like to see chickens allowed in the Hamlet area as well as the other zones mentioned in the proposed law which include R, RR-1 and CL 1. After a lengthy discussion with some minor changes, the Town Board members decided that a new law will be drafted for next month's meeting to include chickens in the HAMLET.

Barberville Natural Resource Area Plan-Supervisor Jacangelo stated that the Article 78 is still pending. He also stated that there was a person injured at the Falls several weeks ago and because the Falls was closed at the time the person was issued a summons and must do community service. Councilman Van Slyke wanted it noted that this was an out of town person. An email was received from a town resident and was read into the record regarding potential hazards at the site. Supervisor Jacangelo reported that there will not be a difference in the Town's insurance premiums and he has spoken to Matt Levy, Nature Conservancy representative and he is supposed to erect signs at the site; however, this has not been done. M. Hopple, town resident feels that the town's Natural Resource Plan is a good guide to follow and it lays out a good action plan. Supervisor Jacangelo did a shout out to the Sheriff's department for responding to the accident and emphasized that people are to abide by the rules or go home. Another town resident, B. McClave has been involved with the falls for a long time and he feels that whoever takes ownership, the Falls should be policed/supervised. The Plan lays out these actions. A lot of the questions that were asked tonight cannot yet be answered until the time when/if the site is taken over by the town. Supervisor Jacangelo stated that this discussion will be continued at the regular August Town Board meeting and anyone can always write down their comments/email and send them to the Town Hall.

Supervisor Jacangelo opened the floor for comments. L. Basle asked to reserve time to speak when reports were given.

Motion by Wohlleber, seconded by Butler and an oral vote of ayes to accept the Town Clerk's minutes of the June 28, 2018 meeting.

Liaison Reports:

Planning Board –Town Board members had copies of the Planning Board’s meeting of July 3rd 2018. H.Teal, Planning Board liaison elaborated on the meeting. He also noted the Comprehensive Plan needs reviewing. Supervisor Jacangelo stated that perhaps a committee could be formed to review the existing Plan and this will be discussed further in the future. Supervisor Jacangelo also spoke briefly on the green space fund and that perhaps this fund could be used for the policing of the Falls (if the town takes it over) or perhaps a public park could be created.

Zoning Board – Town Board members had copies of the ZBA meeting of July 10th and M Colello, ZBA liaison elaborated on their meeting.

Fire Company – Town Board members had copies of the Fire Co. June 2018 report.

Library – E. Gresens reported on the activities at the Library. Councilman Van Slyke reported that one estimate had been received on the renovations to the Library porch and Supervisor Jacangelo stated that there should be two or three proposals submitted before any decision is made.

Youth Advisory Board-Youth Director T. Buker updated the Board on the activities that were happening with the Summer Camp which is at full capacity.

CAC- No Meeting

Correspondence:

Memo dated June 29th regarding channel changes for Charter Communications.

Discussion Items:

Local Law#2-2018 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 CL 1 Districts. This was already discussed, and a new draft will be done by our Town Attorney.

Continuation of Barberville Natural Resource Area Plan-This too was already discussed, and the town is waiting for a decision on the Article 78 proceedings.

Supervisor Jacangelo gave Councilwoman Butler the street light inventory for her review.

Action Items:

Consider for Approval Proposed Local Law #2-2018-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 sq. Ft. pen in R, RR-1 and CL1 Districts- THIS WILL BE DISCUSSED FURTHER BEFORE ANY FORMAL ACTION.

Authorizing reissuing of Highway Truck Debt-Supervisor Jacangelo wanted this discussed because the Debt (original amount \$425,000) for the (2) Highway Trucks and Payloader will be due on August 10th and he said that it was too early yet to get an interest quote from the bank (s) so he needed authorization from the Board to go ahead and get this started. It is his presumption to pay down the debt based on what is in the budget for capital acquisitions and he wants to meet with the highway superintendent to see if any more money can get “squeezed” out of the budget to get the debt paid down. He is also not sure if a bond council is needed. Supervisor Jacangelo is

going to get quotes from Key Bank and M&T and will go with the lower interest rate. Motion by Hass, seconded by Wohlleber and carried authorizing the Supervisor to move forward with the process of contacting the bank(s) for their quotes on interest rates.

Reports:

Supervisor's Report- Supervisor Jacangelo reported that himself, T. Fields and the Highway Superintendent have been working on the issues both at Lochvue and Quail Meadows. Both Developers have been notified of their deficiencies in their proposed roads for town dedications. Supervisor Jacangelo also stated that he and Councilman Van Slyke met with NYSERDA about the possibilities of a Municipal Grant for a heating/cooling system for Town Hall. He also attended a meeting with the County Executive regarding shared services. He is working with the Assessor/Code Enforcement officer regarding the interviews for the prospective candidates for Lana's position; 3 of these people will be called back. Supervisor Jacangelo once again discussed whether solar panels should be placed at the highway garage/landfill.

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 proposed road dedications for the two major sub-divisions in town. He prepared the proposed local law #2 which he must re-work. He worked on the Bond Anticipation Note and completed his mandatory training.

Town Clerk's Report – Motion by Wohlleber, seconded by Butler and an oral vote of 5 ayes to accept the Town Clerk's report of June 2018. The total amount received in the Clerk's office was \$6,472.62 and of that amount \$6,194.22 was remitted to the Supervisor. Town Board members had copies of the Building Inspector/Code Enforcement Officer's written report. Supervisor Jacangelo added that he and the Code Enforcement Officer have been working on a foreclosed property on Williams Rd. because of all the neighbors' complaints. It was reported that the Code Enforcement Officer had called the property management company/bank but had no results, so the Supervisor asked if the highway crew could get a dumpster and have them clean it up and the amount will be relieved onto the property tax bill. There were several complaints from town residents who also have a similar problem with these issues. There were also reports from the Assessor, 811 report, water report and the Highway Dept. report. Supervisor Jacangelo also reported that there will be a meeting on July 24th at the town hall for a webinar presentation regarding highway equipment tracking. Anyone that would like to attend is welcome. The highway superintendent stated that he had learned about this tracking at the Town of Sand Lake.

Councilman Wohlleber stated residents were upset over the "new" sign East of Blue Factory just stating end of 40 mph (just prior to Oak Hill Rd.) Supervisor Jacangelo stated that this was a county road and that he should reach out to County Legislature, R. Bayly.

Town resident L. Basle stated that he has been working with the Code Enforcement Officer for over 8 months regarding the issue that he is having with the property on Abbott Dr. and is getting nowhere. He further stated none of the storage buildings that are there have had building permits. Supervisor Jacangelo stated that ZBA minutes have shown that in 1982 there was a Special Use Permit (SUP). The Permit has not yet been located. Attorney Casey reviewed the course of action that Mr. Basle should follow if he starts a court action. Councilman Wohlleber is frustrated with the Code Enforcement Officer over the many issues that are involved with this case. Supervisor Jacangelo stated that he would talk to the Code Enforcement Officer to see what the next course of action that he will be taking on this matter.

Supervisor Jacangelo stated that he will have the Code Enforcement Officer call Councilman Wohlleber because he has spoken with the land owner. Councilman Van Slyke wanted to know what would satisfy Mr. Basle at this point while the issue is still being investigated and Mr. Basle said just to clean up the site.

Budget Transfers:

RESOLUTION #10-2018-IN THE MATTER OF THE TRANSFER OF CERTAIN GENERAL BUDGET FUNDS resolved that it is hereby authorized and directed that the sum of \$500 be transferred from General Budget Fund line item 11990.4 (Contingent) to General Budget Fund line item 18510.4 I (Community Beautification)

MOVED BY: Councilman Hass

SECONDED BY: Councilwoman Butler

VOTED UPON AS FOLLOWS:

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

RESOLUTION #11-2018-IN THE MATTER OF THE TRANSFER OF CERTAIN GENERAL BUDGET FUNDS resolved that it is hereby authorized and directed that the sum of \$3,107.50 be transferred from General Budget Fund line item 11990.4 (Contingent) to General Budget Fund line item 11910.4 (Insurance)

MOVED BY: Councilman Hass

SECONDED BY: Councilman Wohlleber

VOTED UPON AS FOLLOWS:

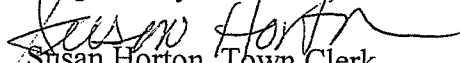
- Councilwoman Butler YES
- Councilman Hass YES
- Councilman Van Slyke YES
- Councilman Wohlleber YES
- Supervisor Jacangelo YES

Payment of Bills:

Motion by Hass, seconded by Wohlleber and an oral vote of 5 ayes to pay Warrant #13 -2018 in the amount of \$2,712.10. Motion by Hass, seconded by Wohlleber and an oral vote of 5 ayes to pay Warrant #14 -2018 in the amount of \$ 51,604.87.

Motion by Supervisor Jacangelo, seconded by Butler and carried to exit to Executive Session at 9:15 p.m. to discuss a personnel issue with no votes being taken. Motion by Wohlleber, seconded by Hass and carried to exit from Executive Session at 9:50 p.m. and immediately adjourn.

Respectfully submitted,


Susan Horton, Town Clerk