

TOWN BOARD MINUTES
TOWN OF POESTENKILL
TOWN BOARD MEETING
NOVEMBER 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

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. Supervisor Jacangelo requested if there is no problem, he would like to take some matters out of order, the matter being the Budget Transfers. (these items are found under Action Items)

Supervisor Jacangelo opened the floor for comments. D. Heckelman, Town Resident/Planning Board member asked the Supervisor if there was any way to improve the lighting in the parking lot. He was concerned that it was very dark when leaving the Town Hall after a meeting. Supervisor Jacangelo stated he would look into this issue. L. Basle, Town resident requested time to speak during the Town Attorney's report.

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

Liaison Reports:

Planning Board –Town Board members had copies of the Planning Board's meeting of November 6, 2018. Supervisor Jacangelo elaborated on one of the Planning Board agenda items. Many code issues are involved with this recent purchase and what the owner would like to do with this site. Supervisor Jacangelo also stated that one of the discussions he wanted to have tonight was to provide guidance to the Planning Board so that it could issue an SUP for a "New Use" if certain elements are met which would include; general improvement of the property, no major objection to the "New Use" and that the Planning Board was able to put sufficient conditions on to protect the character of the neighborhood. Otherwise, we will have parcels that become derelict just because they can't go to a New Use. Supervisor Jacangelo stated the Board is going to work with the Town Attorney to try to craft something and send it to the Planning/Zoning Boards for comment. Afterwards, we will have a draft to put out for a Public Hearing.

*The audio of this discussion is available at the Town Clerk's Office.

Zoning Board – Town Board members had copies of the ZBA meeting of November 13, 2018. Councilman Van Slyke questioned the length of time a variance was valid for. Supervisor Jacangelo stated the period to utilize a variance is (1) year. Councilman Van Slyke was not against this, he just wanted to clarify the length of time.

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

Library – There was no representative from the Library at tonight’s meeting.

Youth Advisory Board - Councilman Wohlleber updated the Board on the activities that were happening with the Youth Board which included a Parent’s Night Out, Disney On Ice and the Board is now preparing for the 2019 Season.

CAC- There was no meeting however, Supervisor Jacangelo explained the New Natural Resource Inventory partnership with Hudson Valley Greenway and Rensselaer Land Trust. This new resource gives you much more location information.

Correspondence:

Digital Towpath E-News – Town Board Members had copies of the October 2018 E-News Newsletter.

NYS Dept. of Transportation – A letter dated November 8, 2018 outlining safety concerns on Route 66 in the Town of Poestenkill.

Discussion Items:

Contractor Responsibility for Roads Draft/Proposed Local Law - Supervisor Jacangelo stated that the general thought is that we tie the condition of the road to the building permit and that the person who takes out the permit is responsible for any damage to the road caused by any contractor working under permit. This speaks specifically to developers and contactors, but applicants for a building permit could also be an individual. So, my thought is the generic language should be “The Applicant”. This will be enforced through the Code Enforcement Officer in consultation with the Highway Superintendent and if the road is damaged and not repaired, the applicant will not receive a CO.

Supervisor Jacangelo would like to send this Proposed Local Law draft to the Planning/Zoning Boards and get their comments. At which time, these comments will be forwarded to our Town Attorney, Jack Casey who will complete a new draft for our next Town Board Meeting.

Action Items:

Appoint Dennis Bates to the Board of Assessment Review – Motion by Councilman Wohlleber, seconded by Councilwoman Butler and carried to appoint Dennis Bates to the Board of Assessment to fill the expired term held by Donna Young. This term is held for 5 years.

Resolution Accepting Quail Meadow Road –

Before accepting Quail Meadow Road, Councilman Hass requested an update from Supervisor Jacangelo on the events leading up to the Town taking over this road. Supervisor Jacangelo stated quite a bit has gone on including; inspections on property, under the “Offer of Dedication” items #1-6, Sagebrook agrees to address these conditions, the Town is holding a cash bond on the roadway, and there is an agreement for Sagebrook to undertake certain repairs if necessary, etc. Supervisor Jacangelo feels everything is in place and he had anticipated the Highway Superintendent to be at the meeting tonight because there is a document he needs to sign. However, with the unforeseen weather the Highway crew was out plowing. Technically, the Town Board cannot accept the road without the Highway Superintendent accepting the road. Supervisor Jacangelo stated if we move this Resolution it is contingent upon the Highway Superintendent signing the “Order of Town Superintendent of Highways Accepting Dedication of Quail Meadow Drive as a Town Highway”.

Contingent upon the Highway Superintendent, Toby Chadwick's execution of the Order of Acceptance and Dedication, the following Resolution is offered.

RESOLUTION #21-2018 – IN THE MATTER OF THE CONSENT OF THE TOWN BOARD OF THE TOWN OF POESTENKILL TO THE DEDICATION OF QUAIL MEADOW DRIVE AS A TOWN HIGHWAY – Resolved, that consent be and the same hereby is given to the Town Superintendent of Highways of the Town of Poestenkill to make an order laying out the lands described in said dedicated, dated the 15th day of November, 2018, for highway purposes in accordance with provisions of Section 171 of the Highway Law and other statutes applicable thereto.

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

*please note these Resolution #'s are out of order

Collective Bargaining Agreement –

Motion by Councilwoman Butler, seconded by Councilman Van Slyke authorizing the Town Supervisor to sign the Collective Bargaining Agreement between the Town of Poestenkill and the United Public Service Employees Union, effective January 1, 2019 – December 31, 2021.

Budget Transfers:

RESOLUTION #16-2018 – IN THE MATTER OF THE TRANSFER OF CERTAIN WATER BUDGET FUNDS - Resolved, that it is hereby authorized and directed as follows:

That the sum of \$400.00 be transferred from Water Budget fund line item 8310.14 (811 Dig Safely) to Water Budget fund line item 8320.41 (Chlorine).

MOVED BY: Councilman Hass
 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

RESOLUTION #17-2018 – IN THE MATTER OF THE TRANSFER OF CERTAIN GENERAL BUDGET FUNDS – Resolved, that it is hereby authorized and directed as follows:

That the sum of \$4600.00 be transferred from General Budget fund line item 11990.4 (Contingent) to General Budget fund line item 15132.4 (Highway Garage).

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

RESOLUTION #18-2018 – IN THE MATTER OF THE TRANSFER OF CERTAIN GENERAL BUDGET FUNDS – Resolved, that it is hereby authorized and directed as follows:
 That the sum of \$571.65 be transferred from General Budget fund line item 11990.4 (Contingent) to General Budget fund line item 13510.4 (Dog Control).

MOVED BY: Councilman Van Slyke
 SECONDED BY: Councilman Wohlleber

VOTED UPON AS FOLLOWS:

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

RESOLUTION #19-2018 – IN THE MATTER OF THE TRANSFER OF CERTAIN GENERAL BUDGET FUNDS – Resolved, that it is hereby authorized and directed as follows:
 That the sum of \$2941.00 be transferred from General Budget fund line item 119904 (Contingent) to General Budget fund line item 173101 (Youth Director Payroll); and
 That the sum of \$2018.61 be transferred from General Budget fund line item 119904 (Contingent) to General Budget fund line item 17310.11 (Youth Summer Help); and
 That the sum of \$1000.00 be transferred from General Budget fund line item 17310.2 (Youth Equipment) to General Budget fund line item 17310.4 (Youth Programs).

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

RESOLUTION #20-2018 – IN THE MATTER OF THE TRANSFER OF CERTAIN HIGHWAY BUDGET FUNDS – Resolved, that it is hereby authorized and directed as follows:
 That the sum of \$10,000 be transferred from Highway Budget fund line item 251104 (General Repair 4) to Highway Budget fund line item 251304 (Machinery 4); and
 That the sum of \$2392.38 be transferred from Highway Budget fund line item 251204 (Bridges) to Highway Budget fund line item 251122 (Improvements).

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

Reports:

Supervisor's Report- Supervisor Jacangelo reported that he was working on negotiations with the new Union contract. There will be a Shared Service meeting held on December 6th at the Schodack Facility and anyone is welcome to attend. He is also working on the street lighting project, etc.

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 Quail Meadow Road dedication, proposed local law and a Freedom of Information request.

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 October 2018. The total amount received in the Clerk's office was \$23,199.01 and of that amount \$ 21,948.60 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. Supervisor Jacangelo reported that Betsy Pinho, the new Assessor's Clerk has started her training with Lana Cassidy and is doing very well. The Highway Superintendent, Toby Chadwick informed Supervisor Jacangelo that the small dump truck is out of commission and will be until parts are found to repair it. Water Manager, Robert Brunet notified Supervisor Jacangelo that the Rensselaer County Health Dept. will be performing a Sanitary Survey on the Municipal Water System next week.

Payment of Bills:

Motion by Hass, seconded by Van Slyke and an oral vote of 5 ayes to pay Warrant #21-2018 in the amount of \$29,626.97. Motion by Hass, seconded by Wohlleber and an oral vote of 5 ayes to pay Warrant #22-2018 in the amount of \$152,350.37.

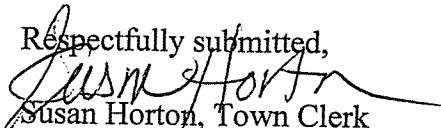
Reminders

Auditing Bills 7 pm regular business to follow

December 20, 2018 – Closeout meeting will be held on December 27th at 5 p.m.

Motion by Hass, seconded by Wohlleber and carried to adjourn this meeting at 8:40 p.m.

Respectfully submitted,


 Susan Horton, Town Clerk