

TOWN BOARD MINUTES
TOWN OF POESTENKILL
TOWN BOARD MEETING
DECEMBER 20, 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 invited the public to ask brief comments and/or to request information regarding matter of concern to the Town and its residents. Councilman Hass made a statement thanking National Grid for not allowing the town to go through with the gas line.

Motion by Hass, seconded by Van Slyke and an oral vote of 5 ayes to accept the Town Clerk's minutes of the November 15, 2018 meeting.

Presentations:

NYPA-LED Street Lights-The Town is planning to upgrade its street lights, save energy and reduce operating costs by installing LED lightings, NYPA can partner with the town to design and implement this important project. J. Waldorf explained the annual energy savings. All the information was presented in package form and each Town Board member had copies. Discussion followed with Board members and a motion was made by Councilman Hass, seconded by Van Slyke and carried with 5 ayes to authorize the Supervisor to proceed with the project.

Liaison Reports:

Planning Board –Town Board members had copies of the Planning Board's meeting of December 4, 2018.

Zoning Board – Due to lack of agenda items the December 11, 2018 was cancelled.

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

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

Youth Advisory Board-Councilman Wohlleber updated the Board on the activities that were happening with the Youth Board.

CAC- No Meeting but a meeting will be held in January 2019.

Correspondence:

Charter Communications-Memo dated December 5th explaining about new programming services.

Rensselaer County Dept. of Health on the Water District inspection-The letter from the Rensselaer County Dept. of Health dated December 4th stated that on November 21, 2018 an on-site public water supply inspection of the Water District was conducted, and the representative wanted to thank R. Brunet, Water Manager for taking the time to review the system. A. Serafini, Public Health Sanitarian stated overall, the system is in excellent condition with all previous violations addressed.

Rensselaer County Multi-Jurisdictional Hazard Mitigation Plan- UPDATE-Supervisor Jacangelo stated that the last time this Plan was updated was approximately 6 years ago.

Discussion Items:

Posting of signs Local Law-Supervisor Jacangelo reported that Town Board members had copies of a draft regarding the sign posting law for land use applications. He further explained that the publishing of legal notices in the designated newspaper of the town is by itself often insufficient to accomplish this objective. It is the purpose of this proposed local law to have a sign posted directly upon the affected premises setting forth in a clear and concise manner the nature and purpose of the proposed application. Copies of the proposed local law will be forwarded to the Planning Board and the ZBA for their comments and a public hearing on this proposed local law will be held at the January 17, 2019 Town Board meeting. The Town Attorney will do the legal notice for the newspaper.

No Parking on Town roads during snow events-Supervisor Jacangelo reported that the Highway Superintendent has requested that the Town Board pass a Local Law restricting parking on Town roads during snow events. Recently one of the plows ran into a car parked on Abbott Dr. during a snow event. The general thought is to prohibit parking on Town roads from October 1st- April 1st when the snow is 2.5 inches or more and continuing to such time as the snow is plowed and removed from the streets by the highway dept. The draft law is being forwarded to the Town Attorney for some "tweaking." Supervisor Jacangelo stated that he will follow up with the Highway Superintendent.

Court Books are open for review by the Town Board on December 27th.

Action Items:

RESOLUTION #22-2018-IN THE MATTER OF THE TOWN BOARD OF THE TOWN ACKNOWLEDGING THE CONDUCT AND COMPLETION OF AN AUDIT OF THE TOWN JUSTICE COURT FINANCIAL RECORDS FOR THE CALENDAR YEAR 2017 AND AUTHORIZE THE TRANSMITTAL THEREOF TO THE NYS OFFICE OF COURT ADMINISTRATION RESOLVED that a copy of said audit report for the year 2017 be submitted to the NYSOCA for review by OCA'S Office of Internal Affairs for recurring findings and other matters that might identify problems requiring further audit or remedial actions, with the results of such review to be integrated into the applicable risk assessment process

MOVED BY Councilman Hass
 SECONSDDED BY Councilman Wohlleber

VOTED UPON AS FOLLOWS:

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

Bookkeeper Asquith reported and gave an overview of the audit and stated that next year she would like to do a shadow session with the court clerk.

RESOLUTION #23-2018-IN THE MATTER OF ADVISING THE RENSSELAER COUNTY LEGISLATURE OF MUNICIPAL PARTICIPATION IN THE FIRST UPDATE OF THE RENSSLEAER COUNTY MULTI-JUSRISDICTIONAL HAZARD MITIGATION PLAN RESOLVED that a signed copy of this Resolution will be provided to both the Rensselaer County Legislature and the Rensselaer County Bureau of Public Safety

MOVED BY Councilman Wohlleber
 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

Landfill Proposal Engineering Services-Motion by Councilwoman Butler, seconded by Van Slyke and an oral vote of 5 ayes authorizing Supervisor Jacangelo to sign the 2019 proposal for Engineering Services related to the Landfill Consent Order prepared by Ryan Biggs/Clark Davis

Reports:

Supervisor's Report- Supervisor Jacangelo reported that he is looking into an archive grant for the Town files.

Town Attorney's Report – Mr. Casey reported on the matters that he worked on since the last Town Board meeting which included the resolutions for tonight's meeting and he reported that he would be attending the Association of Towns Meeting being held in NYC in February.

Town Clerk's Report – Motion by Van Slyke, seconded by Butler and an oral vote of 5 ayes to accept the Town Clerk's report of November 2018. The total amount received in the Clerk's office was \$5,276.98 and of that amount \$4,166.80 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 Town Historian submitted a year-end report. Supervisor Jacangelo reported that Betsy has been working/training with Lana in the Assessor's Office and that she is doing very well. Supervisor Jacangelo also reported that there was a meeting at Town Hall this week with himself, the highway superintendent, the Code Enforcement Officer, T. Field, Planning Board secretary and K. Kronau on Phase II of the Quail Meadows project.

RESOLUTION #24-2018-IN THE MATTER OF THE TRANSFER OF CERTAIN WATER BUDGET FUNDS 2018 It is hereby authorized and directed that the sum of \$600 be transferred

from Water Budget Fund line item 8310.14 (811 Dig Safely) to Water Budget Fund line item 8310.4 (Administration Contractual).

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

RESOLUTION #25-2018-IN THE MATTEER OF THE TRANSFER OF CERTAIN WATER BUDGET FUNDS 2018-It is hereby authorized and directed as follows that the sum of \$1,673.37 be transferred from Water Budget Fund line item 8310.2 (Billing Equipment) to Water Budget Fund line item 8320.4 (System Repair).

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 #26-2018-IN THE MATTER OF THE TRANSFER OF CERTAIN GENERAL BUDGET FUNDS- It is hereby authorized and directed as follows That the sum of \$134.08 be transferred from General Budget Fund line item 119904 (Contingent) to General Budget Fund line item 18160.41 (Landfill); and that the sum of \$1,986.38 be transferred from General Budget Fund line item 119904 (Contingent) to General Budget Fund line item 11355.1 Assessor Personnel) and that the sum of \$15.71 be transferred from General Budget Fund line item 11620.4 (Building) to General Budget Fund line item 11620.41 (Building-Dwyer)

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 #27-2018-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 \$2,884 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 \$9,409 be transferred from Highway Budget Fund line item 251104 (General Repair 4) to Highway Budget Fund line item 251424 (Snow Removal).

Payment of Bills:

Motion by Hass, seconded by Van Slyke and an oral vote of 5 ayes to pay Warrant #23-2018 in the amount of \$55,349.31. Motion by Hass, seconded by Wohlleber and an oral vote of 5 ayes to pay Warrant #24-2018 in the amount of \$115,476.96.


Supervisor Jacangelo wished everyone a Merry Christmas. The Organizational Meeting for 2019 will be held on January 3, 2019 at 7 p.m.

Motion by Hass, seconded by Wohlleber and carried to adjourn this meeting at 8:15 p.m.

Respectfully submitted,


Susan Horton, Town Clerk

Amending Minutes of December 20, 2018



In the December 20, 2018 minutes it stated that Supervisor Jacangelo reported that there was a meeting at Town Hall with himself, the Highway Superintendent, Code Enforcement Officer, T. Fields, Planning Board secretary and K. Kronau on Phase II of the Quail Meadows project. K. Kronau was not present, Tom Russell, Planning Board Chairman was present.

Sue Horton, Town Clerk

TOWN BOARD MINUTES
TOWN OF POESTENKILL
YEAR-END MEETING
December 27, 2018
(Not approved at time of distribution)

ROLL CALL AS FOLLOWS

Councilwoman Butler	Excused
Councilman Hass	Present
Councilman Van Slyke	Present
Councilman Wohlleber	Present
Supervisor Jacangelo	Present

NON-VOTING MEMBERS

Susan Horton, Town Clerk

Supervisor Jacangelo opened the meeting with the Pledge of Allegiance and opened the floor for comments at 5 p.m. and there being none the Supervisor moved on to the business portion of the year-end meeting. The purpose of this meeting was to pay any year-end bills and to do any budget transfers that were deemed necessary.

Action Items:

BUDGET TRANSFERS

Resolution #28-2018-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 \$11.70 be transferred from General Budget fund line item 119904 (Contingent) to General Budget fund line item 11320.4 (Bank Service Charge); and the sum of \$13.03 be transferred from General Budget fund line item 119904 (Contingent) to General Budget fund line item 11355.1 (Assessor Personnel); and that the sum of \$1,100 be transferred from General Budget fund line item 11620.4 (Building) to General Budget fund line item 11620.41 (Building-Dwyer).

MOVED BY: Councilman Hass

SECONDED BY: Councilman Wohlleber

VOTED UPON AS FOLLOWS:

Councilwoman Butler	EXCUSED
Councilman Hass	YES
Councilman Van Slyke	YES
Council man Wohlleber	YES
Supervisor Jacangelo	YES

Resolution #29-2018-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 \$60.48 be transferred from General Budget fund line item 11990.4 (Contingent) to General Budget fund line item 11620.1 (Building Personnel); and that the sum of \$449.08 be transferred from General Budget fund line item 11990.4 (Contingent) to General Budget fund line item 18020.1 (Planning Personnel); and that the sum of \$500 be transferred from General Budget fund line item 15132.4 (Highway Garage) to General Budget fund line item 11990.4 (Contingent)

MOVED BY: Councilman Wohlleber

SECONDED BY: Councilman Hass

VOTED UPON AS FOLLOWS:

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

Resolution #30-2018-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 \$886.29 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 \$2,574.64 be transferred from Highway Budget fund line item 251104 (General Repair .4) to Highway Budget fund line item 251424 (Snow Removal); and that the sum of \$241.54 be transferred from Highway Budget fund line item 251101 (General Repair) to Highway Budget fund line item 251421 (Snow Removal .1).

MOVED BY: Councilman Van Slyke

SECONDED BY: Councilman Hass

VOTED UPON AS FOLLOWS:

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

Payment of Bills:

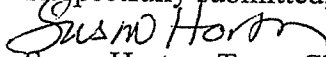
Motion by Hass, seconded by Van Slyke and an oral vote of 4 ayes to pay Warrant #25-2018 in the amount of \$10,524.05. Motion by Hass, seconded by Wohlleber and an oral vote of 4 ayes to pay Warrant #26-2018 in the amount of \$1,185.96.

It was noted that the

Organizational Meeting will be held on January 3, 2019 at 7 p.m.

Motion by Van Slyke, seconded by Wohlleber and an oral vote of 4 ayes to adjourn this meeting at 5:20 p.m.

Respectfully submitted,


Susan Horton, Town Clerk

ORGANIZATIONAL MINUTES
TOWN OF POESTENKILL
JANUARY 3, 2019
(Not approved at time of distribution)

ROLL CALL AS FOLLOWS:

Councilwoman Butler	Present
Councilman Hass	Present
Councilman Van Slyke	Present
Supervisor Jacangelo	Present

NON- VOTING MEMBERS:

Susan Horton, Town Clerk

Supervisor Jacangelo opened the 2019 Organizational Meeting at 7 p.m. with the Pledge of Allegiance and reported that there was one piece of business that had to be taken care of this evening prior to the Organizational agenda. That being said, on a motion by Councilman Hass seconded by Councilman Wohlleber and an oral vote of 5 ayes designating Jack Casey as the voting delegate of the town at the February Association of Towns meeting in NYC. Supervisor Jacangelo also wanted to mention the fact that Justin Thompson fixed the leak on the town hall roof free of charge and he wanted to thank him. A card of appreciation was signed by Town Board members to be mailed to him. Also, there is going to be a water rate increase this year and the rate will be discussed later in the meeting.

Motion by Hass, seconded by Wohlleber and an oral vote of 5 ayes to appoint John Casey Town Attorney at an annual salary of \$30,000 to be paid monthly, for normal and usual affairs of the Town.

Motion by Wohlleber, seconded by Butler and an oral vote of 5 ayes to set the annual salary of the Town Supervisor, Dominic J. Jacangelo at \$16,000 to be paid monthly. In addition, the Town shall provide family eyeglass and dental coverage.

Motion by Van Slyke, seconded by Hass and an oral vote of 5 ayes to recognize the Supervisor's appointment of June Butler as Deputy Town Supervisor, and set the annual salary for said position at \$2,000 to be paid monthly.

Motion by Supervisor Jacangelo, seconded by Butler and an oral vote of 5 ayes, to set the annual salary for the four Councilmembers (David Hass, June Ross, Harold Van Slyke and Eric Wohlleber) at \$4,120 each to be paid monthly. Councilman Hass does not take a salary for his position as council member.

Motion by Butler, seconded by Wohlleber and an oral vote of 5 ayes, to recognize the Supervisor's appointment of Michelle Asquith, as Bookkeeper and Secretary to the Town Supervisor, at an hourly rate of \$26.85 for said positions, to be paid weekly.

Motion by Hass, seconded by Van Slyke and an oral vote of 5 ayes to set the annual salary of the Town Clerk/Tax Collector, Susan Horton, at \$42,434.80 to be paid bi-weekly.

Motion by Van Slyke, seconded by Butler and an oral vote of 5 ayes, to appoint Susan Horton, Receiver of Water Charges and Clerk to the Water Manager at an annual salary of \$4,340, with a term to expire 12/31/19 and paid bi-weekly.

Motion by Supervisor Jacangelo, seconded by Wohlleber and an oral vote of 5 ayes, to appoint Susan Horton, Registrar of Vital Statistics at \$2,679 with a term to expire 12/31/19 and paid bi-weekly.

Motion by Butler, seconded by Wohlleber and an oral vote of 5 ayes, to recognize the Town Clerk's appointment of Vivian Kelly as Deputy Registrar of Vital Statistics at no salary, term to expire 12/31/19.

Motion by Hass, seconded by Wohlleber and an oral vote of 5 ayes, to set the annual salary of the Superintendent of Highways, Toby Chadwick, at \$63,319 to be paid weekly. He is also entitled to the same benefits as described in the current highway employee agreement with monthly reports submitted to the Town Board.

Motion by Wohlleber, seconded by Hass and an oral vote of 5 ayes, to set the annual salary of the Town Justices, Thomas F. Slavin, Jr. and Gregory T. Kronau, at \$8,895.42 each, to be paid monthly with reports submitted monthly.

Motion by Van Slyke, seconded by Butler and an oral vote of 5 ayes to appoint Terry Houser, as Clerk to the Town Justices, at an hourly rate of \$20.46 for a maximum of 20 hours per week, to be paid monthly.

Motion by Butler, seconded by Hass and an oral vote of 5 ayes to appoint Lynn Kane as Clerk to the Building Inspector at an hourly rate of \$17.00 to be paid bi-weekly.

Motion by Butler, seconded by Hass and an oral vote of 5 ayes recognizing the appointment of Brian Jackson as Assessor at an annual salary of \$15,160 with a term to expire 09/30/2019.

Motion by Supervisor Jacangelo, seconded by Hass and an oral vote of 5 ayes to appoint Brian Jackson as Data Collector and use the use of the Town vehicle with no salary.

Motion by Hass, seconded by Wohlleber and oral vote of 5 ayes to appoint Betsy Pinho, Clerk to the Assessor at an hourly rate of \$17.00 to be paid bi-weekly.

Motion by Hass, seconded by Wohlleber to appoint Paul Barringer Building Inspector/Code Enforcement Officer at an hourly rate of \$30.00 to be paid bi-weekly with monthly reports submitted.

Motion by Supervisor Jacangelo, seconded by Butler and an oral vote of 5 ayes to appoint Paul Barringer as MS4 Liaison at no salary with a term to expire 12/31/19.

Motion by Wohlleber, seconded by Hass and an oral vote of 5 ayes, to appoint Robert Brunet, Water Manager at a monthly rate of \$2,000 to be paid monthly with monthly reports to be submitted.

Motion by Van Slyke, seconded by Butler and an oral vote of 5 ayes to appoint Robert Brunet as the 811 Coordinator at no salary with a term to expire 12/31/19. Monthly reports are to be submitted.

Motion by Wohlleber, seconded by Hass and an oral vote of 5 ayes recognizing the following members of the Board of Assessment Review which are 5-year terms:

Dennis Bates	Term to expire	9/30/2023
William Weber	Term to expire	9/30/2021
Philip LaRocque	Term to expire	9/30/2020

The salary is to be paid by voucher at \$100 per member per year.

Motion by Van Slyke, seconded by Butler and an oral vote of 5 ayes, to appoint Lisa Bouchard as Town Hall Custodian at an hourly rate of \$15.00 for 10 hours per week (with 2 extra hours when needed) to be paid monthly.

Motion by Supervisor Jacangelo, seconded by Van Slyke and an oral vote of 5 ayes, to appoint Linda Sagendorf Town Historian at an annual salary of \$4,346 to be paid quarterly, with a term to expire 12/31/19. Monthly reports to be submitted to the Town Board.

Motion by Butler seconded by Hass and an oral vote of 5 ayes to appoint Tom Russell as Chairperson to the Planning Board at an annual salary of \$1,406 to be paid quarterly and to expire 12/31/19 and set the annual salary of the Planning Board Members at \$1,043.46 each to be paid quarterly. Also, to re-appoint Jeffrey Briggs as Planning Board Member to a new 7-year term to expire 12/31/2025 and to appoint Steve Valente as alternate with a term to expire 12/31/2019. Planning Board Members with their expiration dates are as follows

Jeffrey Briggs	12/31/2025
Donald Heckelman	12/31/2024
William Daniel	12/31/2023
Judy Grattan	12/31/2022
Tom Russell	12/31/2021 (as member)
Robert Dore	12/31/2020
Harvey Teal	12/31/2019
Steve Valente	12/31/2019 (alternate)

Motion by Hass, seconded by Wohlleber and an oral vote of 5 ayes, to appoint Lynn Kane as Secretary to the Planning Board at an hourly rate of \$17.00 to be paid bi-weekly.

Motion by Wohlleber, seconded by Hass and an oral vote of 5 ayes, to appoint Robert Ryan as Planning Board Attorney at an annual salary of \$5,411.10 to be paid monthly.

Motion by Butler, seconded by Wohlleber and an oral vote of 5 ayes, to re-appoint Paul Jamison as Chairman to the Zoning Board with a term to expire 12/31/19 at an annual salary of \$1,044, to be paid quarterly. Set the annual salary of Zoning Board Members including the Alternate Member at \$652 each to be paid quarterly. Re-appoint Nicole Heckelman as the alternate with a term to expire 12/31/2019.

Other ZBA Members and term expiration dates are:

Paul Jamison	12/31/2023 (as member)
Susan Kalafut	12/31/2022
Timothy Hoffay	12/31/2021
Kevin McGrath	12/31/2020
Michael Colello	12/31/2019
Nicole Heckelman	12/31/2019 (alternate)

Motion by Van Slyke, seconded by Butler and an oral vote of 5 ayes, to appoint Lynn Kane as Secretary to the ZBA at an hourly rate at \$17.00 to be paid bi-weekly.

Motion by Supervisor Jacangelo, seconded by Hass and an oral vote of 4 ayes (with 1 abstention by Councilman Van Slyke) to re-appoint Connie Van Slyke to a new 5-year term to expire 12/31/2023 and appoint John Casey with a term to expire 12/31/2019 and to re-affirm the following members of the Ethics Board and their term expirations as members:

Connie Van Slyke	12/31/2023
Jill Gresens	12/31/2022
Vacancy	12/31/2021 (Chairman)
Sue Pattenaude	12/31/2020
Jack Casey	12/31/2019

There is a vacancy in the Chairman's position.

Motion by Hass, seconded by Van Slyke and an oral vote of 5 ayes to designate Ryan-Biggs Associates as Engineer to the Town as an independent contractor on an as needed basis at an hourly rate to be agreed upon between the Town and Ryan-Biggs Associates Engineering.

Motion by Wohlleber, seconded by Hass and an oral vote of 5 ayes, to appoint Robert Guyer as the Dog Control Officer at an annual salary of \$7,409 to be paid monthly with complete monthly reports submitted.

Motion by Van Slyke, seconded by Wohlleber and an oral vote of 5 ayes, to appoint Tiffany Buker as Recreational Director/Camp Director at an annual salary of \$5,862/\$2,932 to be paid monthly.

Motion by Supervisor Jacangelo, seconded by Hass and an oral vote of 5 ayes, to set the mileage reimbursement at \$.58 per mile.

Motion by Butler, seconded by Wohlleber and an oral vote of 5 ayes to appoint the following to the Water Benefit Review Board. As provided by Local Law #5-2010, Municipal Water Use Law of the Town the members serve for a 3-year term. Re-appoint Keith Davis to the Review Board and Members of the Water Benefit Review Board are as follows:

Keith Davis	term to expire 12/31/2021
Tim Anatasio	term to expire 12/31/2020
Linda Emery	term to expire 12/31/2019

Such members to serve without compensation but are entitled to re-imbusement of their actual and necessary expenses which shall be a charge to the Water District. They may elect from its members a person to act as Chair until 12/31 of each year.

Motion by Hass, seconded by Wohlleber and an oral vote of 5 ayes, to set the water rates for 2019 at \$4.80 per 1000 gallons of water, \$40 minimum on hydrant water sale and \$235 residential meter cost, \$300 on wet tap inspection fee.

Motion by Hass, second by Butler and an oral vote of 4 ayes with 1 abstention by Councilman Van Slyke recognizing the following members to the Workplace Violence Committee. The members are as follows:

- John Casey
- Sue Pattenaude
- Jill Gresens
- Connie Van Slyke
- Vacancy

Motion by Wohlleber, seconded by Butler and an oral vote of 5 ayes, designating THE RECORD as the official newspaper for the Town of Poestenkill.

Motion by Van Slyke, seconded by Hass and an oral vote of 5 ayes, designating M&T Bank, Trustco Bank, 1st Niagara, HSBC, Key Bank, Citizens, Chase, Bank of America, and Pioneer as town depositories.

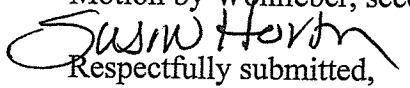
Motion by Supervisor Jacangelo, seconded by Butler and an oral vote of 5 ayes, designating the third Thursday of each month at 7:00 p.m. as the regular Town Board Meeting night immediately following the audit committee meeting and any Town Board public hearing as scheduled. Workshop/Special Meetings will be held the first Thursday of the month at 7 p.m. as needed. Or as otherwise scheduled.

Motion by Supervisor Jacangelo, seconded by Van Slyke and an oral vote of 5 ayes designating the following Town Board Committee assignments:

- | | |
|---------------------|---|
| Town Emergency Plan | Councilman Wohlleber |
| ZBA | Councilmember Butler |
| Planning Board | Councilmember Van Slyke |
| Youth Advisory | Councilmember Wohlleber |
| Website | Councilmember Wohlleber |
| CAC | Supervisor Jacangelo |
| Highway | Councilmember Butler |
| Records Advisory | Town Clerk Horton |
| Water Committee | Councilmember Hass |
| National Grid | Councilmember Hass |
| Fire Company | Councilmember Hass |
| Library | Councilmember Van Slyke |
| Twin Town League | Councilmember Wohlleber |
| Street Lighting | Councilmember Butler&Hass |
| Cable | Supervisor Jacangelo and Councilmember Butler |

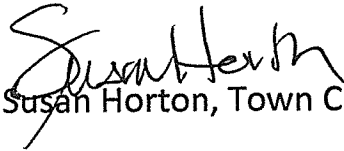
Motion by Butler, seconded by Hass and an oral vote of 5 ayes, designating the entire Town Board to the Audit Committee.

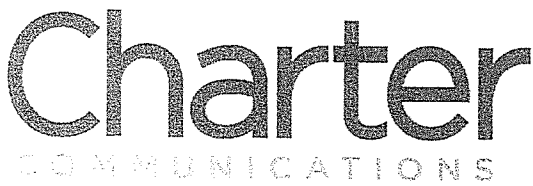
Motion by Wohlleber, seconded by Van Slyke and carried to adjourn this meeting at 7:30 p.m.


 Respectfully submitted,
 Susan Horton Town Clerk

AMENDING MINUTES of January 3, 2019

At the Organizational Meeting held on January 3, 2019 I inadvertently omitted Paul Jamison's reappointment to a new 5-year term to the Zoning Board with a term to expire 12/31/2023.


Susan Horton, Town Clerk



January 2, 2019

Re: Charter Communications – Upcoming Changes

Dear Municipal Official:

Charter Communications, locally known as Spectrum, has been in discussions with Tribune Broadcasting ("Tribune"), the owner of WGN America, to renew our carriage agreement. At 5:00 P.M. ET on Wednesday, January 2, 2019, Spectrum's agreement to carry Tribune's channels expired. As a result WGN America and all associated Video On Demand content are no longer available to Spectrum customers.

Tribune asked for a dramatic increase in fees (200%) which we believe is completely unjustified. We regret the impact of Tribune's decision, and we remain optimistic that this matter will be resolved quickly, so our customers can again receive Tribune programming. For more information, please visit www.tribunefairdeal.com.

If you have any questions about this matter, 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".

Kevin Egan
Director, Government Affairs
Charter Communications

20 Century Hill Drive
Latham, NY 12110

Charter

COMMUNICATIONS

January 11, 2019


Re: Charter Communications – Upcoming Changes

Dear Municipal Official:

Charter Communications, locally known as Spectrum, is happy to report that we have reached an agreement with Tribune Broadcasting to provide WGN America and multiple local ABC, CBS, FOX and CW, and digital multi-cast channel affiliate stations to our customers. We are pleased to have reached a fair agreement and appreciate your support and patience.

If you have any questions about this matter, 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



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

January 2, 2019

CANCELLED

7:30 Meeting Opens – Pledge of Allegiance

Minutes of the December 4, 2018 Meeting

Public Comments

Old Business:

Organization:

Other:

Judy Grattan

Jeff Briggs

Tom Russell

to attend January Meetings

to attend February Meetings

to attend March Meetings



Zoning Board of Appeals

TOWN OF POESTENKILL

38 Davis Drive / P.O. Box 210
Poestenkill, NY 12140
(518) 283-5100 Phone
(518) 283-7550 Fax

AGENDA

Zoning Board of Appeals
January 8, 2019 @ 7:30 pm

MEETING OPENS – PLEDGE OF ALLEGIANCE

CANCELLED

Organizational:

Other:

Paul Jamison
Kevin McGrath
Michael Colello

to attend January Meeting
to attend February Meetings
to attend March Meetings

6:23 PM

01/02/19

Accrual Basis

Poestenkill Fire Company
Custom Summary Report
December 2018

	Dec 18
Expense	
Building Fuel (heating)	
East Poestenkill (propane)	612.46
Main Station (Propanel)	1,401.71
Total Building Fuel (heating)	2,014.17
Building Maintance	
Cleaning Supplies	185.34
Main Station	157.31
Refuse	169.73
Total Building Maintance	512.38
Electric	
East Poestenkill	130.24
Main Station	21.02
Total Electric	151.26
Equipment	
New Equipment	333.27
Repair & Maintance	2,409.28
Total Equipment	2,742.55
Fire Trucks	
Fuel	330.64
Repair & Maintance	62.00
Total Fire Trucks	392.64
Internet & Phone	104.22
Medical Supplies	249.92
Membership Dues	100.00
Office Supplies	69.30
Physicals	120.00
Reimbursement	99.98
Security Alarm	65.00
Solar	102.13
Telephone	
East Poestenkill	40.48
Main Station	53.01
Total Telephone	93.49
Town Water	32.68
Training	30.61
Total Expense	6,880.33
Net Income	-6,880.33

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 17th day of January, 2019.

LOCAL LAW NO. 1 OF 2019

TO ENACT A TOWN OF POESTENKILL SIGN-POSTING LAW FOR LAND USE APPLICATIONS

WHEREAS, the Town Board of the Town of Poestenkill seeks to enact guidelines to provide notice to the general public of all land use applications brought before both the Town of Poestenkill Planning and Zoning Board and the Town of Poestenkill Zoning Board of Appeals;

NOW, BE IT THEREFORE RESOLVED, that Local Law 1 of 2019 shall be denominated the “TOWN OF POESTENKILL SIGN POSTING LAW FOR LAND USE APPLICATIONS”; and be it further

RESOLVED, that section 150-20, “Signs” of the Town Code of the Town of Poestenkill be and hereby is amended by adding a new subdivision D to read as follows:

Section 1. Title.

This chapter shall be cited and may be hereafter referred to as the “Town of Poestenkill Sign Posting Law for Land Use Applications.”

Section 2. Legislative authority, intent and purpose.

Every application for the creation, expansion or change of a permitted land use requires that a public hearing be conducted to afford to potentially impacted residents and property owners the opportunity to be heard and to express their support, opposition and/or concerns regarding the proposed action. However, the mandated publishing of a legal notice in the designated newspaper of the town is by itself often insufficient to accomplish this objective. Accordingly, it is the intent and purpose of this local law to direct that additional public notice of any such pending land use application be given by posting directly upon the affected premises a sign setting forth in a clear and concise manner the nature and purpose of the proposed application.

Section 3. Sign requirements and posting instructions for land use applicants.

Any applicant for an area or use variance, subdivision approval, site plan approval, re-zoning or other land use or activity for which municipal approval by the Town of Poestenkill is required shall comply with the following requirements for the posting of a sign notifying the public of the nature and purpose of the pending application.

A. An appropriate sign or signs must be posted on the site no later than seven (7) days prior to the assigned initial public hearing date to notify the public as to the identity of the applicant, the relief sought and the improvements and/or use proposed by the applicant.

B. All signs shall meet the following requirements:

- (1) The sign if available may be obtained by the applicant from the Town of Poestenkill or the applicant may create their own sign which sign shall be at least twenty-four inches (24") wide and twenty-four inches (24") high.
- (2) The notice on said sign shall be legible, contain lettering at least one and one-half inches (1½") in height, and shall read as follows:

Notice

An application has been made for a (type of application e.g. area variance, subdivision, etc.) by (Name and address) for this property.

THIS MATTER IS SUBJECT TO A PUBLIC HEARING BEFORE THE TOWN OF POESTENKILL (PLANNING BOARD / ZONING BOARD OF APPEALS / TOWN BOARD – INDICATE WHICH APPLIES) TO BE HELD AT THE POESTENKILL TOWN HALL ON 38 DAVIS DRIVE, POESTENKILL, NEW YORK AT _____ P.M. ON THE _____ DAY OF _____, 20_____.

FOR FURTHER INFORMATION, VISIT THE TOWN'S WEBSITE AT WWW.TOWNOFPOESTENKILLNY.ORG OR CONTACT THE TOWN HALL AT (518) 283-5100.

- (3) The sign shall be placed in a location plainly visible from a public road upon which the property fronts and shall be maintained until such time as the public hearing is concluded.
 - (4) The sign shall be placed no more than five feet (5') back from the property line.
 - (5) The sign shall not be placed in the Town's Highway Right-of-Way.
 - (6) The base of the sign shall not be placed more than five feet (5') above ground nor lower than three feet (3') above ground.
 - (7) If the subject premises has no road frontage and/or if there exist other circumstances which prevent placement as hereinabove provided, then the sign shall be located in such location as may be established by and in the sole discretion of the Town Code Enforcement Officer so as to optimize the visibility of said sign to the public.
- C. In the event of any continuation of the initial public hearing, the applicant is required to place each new public hearing date on the sign. All signs must be removed within forty-eight (48) hours after the appropriate board makes a determination on the application.
- D. Once the requisite sign has been installed, the applicant must complete and return to the Town Clerk, or the clerk of the Planning or Zoning board as the case may be, an Affidavit of Posting in the form hereinafter specified. Posting will not be considered complete and no hearing will be conducted unless and until the Affidavit of Posting is received by the Town.

E. The Affidavit of Posting shall be of the following form:

(1) I, _____, am the applicant herein/represent the applicant herein (cross out whichever does not apply).

(2) On the _____ day of _____, 20 ____, I did post on a sign the attached notice to the public regarding the pending application to the Town Board/Planning Board/Zoning Board of Appeals (cross out whichever does not apply) designated as _____.

(3) A photograph of the sign and posted notice is attached hereto and made a part hereof.

Applicant/Representative of Applicant

Sworn to before me this _____ day of _____, 20 ____

Notary Public

F. The sign and notice affixed thereto must remain in place throughout the duration of the application.

G. Any sign required by this local law shall be exempt from the sign permit fee otherwise required by the Town Code.

Section 4. Severability.

If any section or provision of this local law should hereafter be determined by a court of competent jurisdiction to be unconstitutional or otherwise invalid, such determination shall not affect the validity of this local law as a whole or of any part of this local law other than the section or provision so declared to be unconstitutional or invalid.

Section 5. Effective date and applicability.

This local law shall take effect immediately upon adoption by the Town Board of the Town of Poestenkill and filing with the department of state of the State of New York.

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 Wohleber: _____

Supervisor Dominic Jacangelo: _____



Parking Local Law 2018

Parking Prohibited

It is prohibited to leave any vehicle parked, standing, unattended or abandoned on any public street, Town road or highway within the Town of Poestenkill from October 1st – April 1st.

It is prohibited to leave any vehicle parked, standing, unattended or abandoned on any public street, town road or highway within the Town during a snowstorm or after a precipitation of snow of 2.5 inches or more and continuing to such time as the snow is plowed and removed from the streets by the Poestenkill Highway Department.

When any vehicle is parked, standing, left unattended or abandoned on any public street or highway within the Town during a snowstorm or after a precipitation of snow of 2.5 inches or more and continuing to such time as the snow is plowed and removed from the streets by the Poestenkill Highway Department, said vehicle may be towed at owners expense and fined by authority of the Highway Superintendent and the Rensselaer County Police Department.

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 17th day of January,2019.

LOCAL LAW NO. 2 OF 2019

TO PROHIBIT ON-STREET PARKING DURING SNOW EVENTS AND EMERGENCIES AND ENACTING A PENALTY THEREFOR

WHEREAS, the Town Board of the Town of Poestenkill seeks to keep the streets of the Town clear of vehicles during snow emergencies;

NOW, BE IT THEREFORE RESOLVED, that Local Law 2 of 2019 shall be denominated the “TOWN OF POESTENKILL WINTER MAINTENANCE LAW”; and be it further

RESOLVED, that section 150-19, “Parking” of the Town Code of the Town of Poestenkill be and hereby is amended by adding a new subdivision D to read as follows:

Section 1. Seasonal Parking prohibition. No person shall park a vehicle or trailer or place any object on a town highway from October 1 until April 1 in such a way and at such a time that it interferes with winter road maintenance including but not limited to salting, sanding or plowing of any town road.

Section 2. Ticketing. Any police or peace officer authorized to enforce the provisions of the vehicle and traffic law and the highway superintendent is hereby authorized to issue parking tickets to such offenders.

Section 3. Penalty. The Penalty for such an offense will consist of a parking violation carrying a fine of up to \$100.

Section 4. Effective date and applicability. This local law shall take effect immediately upon adoption by the Town Board of the Town of Poestenkill and filing with the department of state of the State of New York.

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: _____



December 28, 2017

Town of Poestenkill
38 Davis Drive
P.O. Box 210
Poestenkill, New York 12140

Attn: Town Supervisor Dom Jacangelo

Re: 2019 Animal Shelter Agreement

Dear Mr. Jacangelo:

Enclosed, please see the proposed 2019 animal shelter agreement for Mohawk Hudson River Humane Society for your review and approval.

Please be aware that the proposed 2018 Animal Shelter Agreement includes a table summarizing fees for added clarity. We have also increased the time to pay before incurring late charges from 30 days to 45 days. There is no fee increase this year.

Please review the enclosed contract and, once signed and duly executed, remit to MHHS at your earliest convenience. A duly executed copy signed by a MHHS representative will then be returned to you for your records. As always, do not hesitate to contact me with any questions.

Best,

Todd Cramer
President & CEO

2019 Animal Shelter Agreement between
Mohawk and Hudson River Humane Society and the
Town of Poestenkill

THIS AGREEMENT, (hereinafter, "AGREEMENT") made this _____ day of _____, 2018, and effective January 1, 2019 to December 31, 2019 between the Town of Poestenkill, a municipal corporation in the County of Rensselaer, State of New York, hereinafter "MUNICIPALITY" and the MOHAWK AND HUDSON RIVER HUMANE SOCIETY, a domestic non-profit corporation, with its principal place of business at 3 Oakland Avenue, Menands, County of Albany and the State of New York, hereinafter "SOCIETY."

WITNESSETH

WHEREAS, the MUNICIPALITY has the obligation to seize dogs pursuant to Agriculture and Markets Law Article 7 and Article 26 (hereinafter LAW), and to assure that the dogs are properly sheltered, fed and watered and the MUNICIPALITY desires to obtain the services of the SOCIETY to perform such services as required in Article 7 of the LAW for the redemption periods specified; and

WHEREAS, the SOCIETY maintains a shelter for dogs, cats, birds, and other small domestic mammals, (individually, an "Animal" or collectively, "Animals") brought to it from residents, animal control officers, and/or police officers of the MUNICIPALITY.

NOW THEREFORE, IT IS AGREED between the parties hereto as follows:

ARTICLE I

- 1.) The SOCIETY will provide and maintain a shelter for Animals seized under Section 117 of the LAW, will properly care for all Animals in its care, and will make available for adoption, transfer, or humanely euthanize seized Animals not redeemed as provided in the LAW and the rules and regulations promulgated by the New York State Department of Agriculture and Markets pursuant thereto.
- 2.) The SOCIETY will accept domestic dogs and cats from the MUNICIPALITY under the terms of this agreement. The MUNICIPALITY must secure prior authorization from SOCIETY management prior to bringing any other animal to the SOCIETY by calling the Admitting staff at (518) 434-8128, ext. 216 during regular business hours.
- 3.) All impoundment fees imposed by the municipality will be paid and licenses shall be issued by the MUNICIPALITY to the Animal's owner at the municipal clerk's office. All impoundment and license fees shall be the property of the MUNICIPALITY. Animals may be redeemed at the SOCIETY during normal business hours. The operating hours of the SOCIETY will be provided to the Municipal clerk's office at the beginning of the year, and will be updated if changed. The SOCIETY will permit redemption by the lawful owners (as determined by the

MUNICIPALITY) of seized animals during its posted hours for redemptions, directly from the SOCIETY'S location in Menands, New York. Dogs must be properly licensed by the MUNICIPALITY. All redemption fees must be paid to the MUNICIPALITY. The MUNICIPALITY shall provide the owner with proof of compliance of licensure and payment of redemption fees, and the owner of the animal shall present said proof to the SOCIETY.

4.) The SOCIETY will operate an animal shelter as required in the LAW and will make itself accessible daily to the MUNICIPALITY for the acceptance of dogs and cats brought to the SOCIETY by the MUNICIPALITY. The SOCIETY agrees to provide SOCIETY staff to aid in the entry process for municipal animals into the shelter during business hours only. Officers of the MUNICIPALITY will be given twenty-four (24) hour access, for the limited purpose of bringing animals to the SOCIETY'S incoming area. If the SOCIETY'S incoming area is full or does not contain adequate housing for the specific type of animal, the MUNICIPALITY officer will contact the on-call SOCIETY staff for assistance in kenneling the MUNICIPALITY'S animals. For any dog brought to the SOCIETY by the MUNICIPALITY under Article 7 of the LAW, the expenses and care of the dog will be the sole responsibility of the SOCIETY at the conclusion of the redemption period. The SOCIETY will file and maintain a complete record of any seizure and subsequent disposition of any Animal in the manner described by the Commissioner of Agriculture & Markets, as well as any record required by Article 7 and the rules and regulations promulgated pursuant thereto.

5.) The MUNICIPALITY agrees that all animals suffering from illness or injury will be treated by a licensed veterinarian at the MUNICIPALITY'S expense before being brought to the SOCIETY for holding. Other than prophylactic care provided for in Article II, if veterinary care is required during the redemption period or during the court mandated holding period, the SOCIETY will bill the MUNICIPALITY for the cost of the service. The SOCIETY'S professional staff will determine the need for veterinary care.

6.) The SOCIETY'S records relative to the dispositions of any Animals seized by the MUNICIPALITY shall be available for inspection by the MUNICIPALITY at the times at which the SOCIETY'S offices are open to the public.

7.) The MUNICIPALITY will complete applicable intake forms provided by the MUNICIPALITY or by the SOCIETY at the time the animals are brought to the Society for each animal including desired holding time, seizure reason and release date.

8.) The redemption period for Animals identified with a municipal license identification tag or an implanted microchip identifier is seven (7) days or nine (9) days if served by mail. The redemption period is five (5) days for Animals with no identification. The MUNICIPALITY will inform the SOCIETY of the method of notification. The MUNICIPALITY may request in writing that an Animal may be held by the SOCIETY for a period greater than the redemption period. The MUNICIPALITY will notify the SOCIETY of the final date of the redemption period at the time the animal is brought to the SOCIETY.

9.) The MUNICIPALITY acknowledges the SOCIETY is required to hold Animals for a period of time (currently ten days), in accordance with New York State and local Public Health law, for observation that may have potentially exposed a person or other animal to rabies through bite or other means. This confinement period will be invoiced to the MUNICIPALITY.

ARTICLE II

- 1.) Dogs seized under Article 7 or Article 26 of the LAW and brought to the SOCIETY by the MUNICIPALITY are to be held for the statutory redemption period and then at the conclusion of the redemption period either made available for adoption, transferred to another agency or euthanized per the sole discretion of the SOCIETY. Fees for such services are as follows:
- \$70 per dog per day commencing on the day the dog is brought to the SOCIETY. This base fee includes health and temperament assessment, prophylactic medical treatment and testing, vaccinations, deworming and flea treatment.
 - If the MUNICIPALITY requests, or per court order directs that a Dog be held for a period greater than the statutory redemption period in the LAW, the MUNICIPALITY will be charged an additional \$35.00 per dog, per day, fee by the SOCIETY, after the expiration of the redemption period in addition to the above base fee. Such fee shall accrue until a written request is made to release the dog.
 - Adoptable dogs surrendered to the MUNICIPALITY by residents of the MUNICIPALITY, \$35.00 per dog.
 - Unadoptable dogs surrendered to the MUNICIPALITY by residents of the MUNICIPALITY for euthanasia and cremation: \$70.00.
 - Unadoptable cats surrendered to the MUNICIPALITY by residents of the MUNICIPALITY for euthanasia and cremation: \$32.00.
 - Other domestic pet animals surrendered to the MUNICIPALITY by their owner, \$14.00 flat fee per animal.
 - If the MUNICIPALITY requests, or per court order directs that a domestic pet animal other than a dog be held, the MUNICIPALITY will be charged \$14.00 per animal, per day, fee by the SOCIETY, in addition to the \$28.00 Base Fee, and such fee shall accrue until a written request is made to release the domestic pet animal.
 - Deceased animals brought to MHRHS by the municipality for cremation only: \$30.00 per animal.

Table A, Summary of Fees

	Per Day Housing			Per Animal Services		
	All Seized Holds, Days 1-7	Additional Days (by request)	Rabies Confinement	Surrenders	Euthanasia and Cremation	Group Cremation
Dog	\$70.00	\$35.00	\$70.00	\$35.00	\$70.00	\$30.00
Cat	\$28.00	\$14.00	\$28.00	\$14.00	\$32.00	
Other Domestic Animal	\$28.00	\$14.00	\$28.00	\$14.00	\$32.00	

2.) All fees due under this agreement shall be paid within 45 days of a monthly invoice being sent by the SOCIETY to the MUNICIPALITY. In the event monthly fees are not paid in full, SOCIETY may assess a late payment charge equivalent to ten percent (10%) per year of the unpaid balance, or the maximum amount permitted by law, whichever is less. Failure of the MUNICIPALITY to make such payment in full within forty-five (45) days of the due date shall constitute grounds for termination of the Agreement, and notification to the Commissioner of Agriculture and Markets of the MUNICIPALITY'S violation of Article 7 of the Agriculture and Markets Law.

ARTICLE III

1.) This Agreement shall become effective on January 1, 2019 and shall continue in effect until December 31, 2019. Continued use of the SOCIETY's animal sheltering services on or after January 1, 2019 constitutes constructive acceptance of the terms of this agreement, in the absence of a signed agreement.

2.) Notwithstanding the foregoing, either party shall have the right to terminate this contract with or without cause upon thirty (30) days written notice of such termination.

3.) Notwithstanding the prior terms hereof, the SOCIETY by its Board of Directors reserves the right, on thirty (30) days written notice, to terminate this Agreement without further responsibility on its part in the event that the MUNICIPALITY adopts any local law or ordinance which requires the SOCIETY to perform any act inconsistent with its humane principles.

4.) If any term or provision of the Agreement or the application thereof to any person, firm or corporation or circumstance shall, to any extent, be determined to be invalid or unenforceable, the remainder of the Agreement, or the application of such terms or provisions to persons, firms, or corporations or circumstances other than those to which it is held invalid or unenforceable, shall

not be affected thereby and each term or provision of the Agreement shall be valid and be enforced to the fullest extent permitted by law.

IN WITNESS WHEREOF, the parties by their duly authorized representatives have signed as of the date indicated on the first page of this agreement.

By:

Signature

Municipal Official Name (Please Print)

Title

Date

MOHAWK AND HUDSON RIVER HUMANE SOCIETY

By: _____

Date: _____

Todd Cramer

President & CEO

Mohawk & Hudson River Humane Society

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 January 17, 2019.

RESOLUTION NO. 1 OF THE YEAR 2019

IN THE MATTER OF THE TOWN BOARD OF THE TOWN OF POESTENKILL CREATING AND FUNDING A THIRTY THOUSAND DOLLAR (\$30,000) CONTINGENCY FUND IN THE WATER BUDGET

WHEREAS, funds appropriated for the Water Budget for 2019 are expected to be inadequate to meet unforeseen expenses; and

WHEREAS, a contingency fund of thirty thousand dollars (\$30,000) would be sufficient to meet expenses for 2019;

NOW, LET IT THEREFORE BE RESOLVED that the Town Board of the Town of Poestenkill hereby creates a thirty thousand dollar (\$30,000) Contingency Fund in the Water Budget, appropriates that amount from the Town’s unappropriated balance and transfers that amount into the Water Budget Contingency Fund.

MOVED BY: ____

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

SECONDED BY: ____

VOTED UPON AS FOLLOWS:


- Councilwoman June Butler: Yes ____
- Councilman David Hass: Yes ____
- Councilman Harold Van Slyke: Yes ____
- Councilman Eric Wohlleber: Yes ____
- Supervisor Dominic Jacangelo: Yes ____

TOWN CLERK'S MONTHLY REPORT
Town of Poestenkill, New York
December 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:	\$ 1.38
	\$ 15.00
Marriage License 2 @ \$ 7.50 each	
Marriage Certificate 2 @ \$10.00 each	\$ 20.00
Marriage Transcript @ \$10.00 each	\$
A1255 Total Town Clerk Fees	\$ 36.38
Peddler's Permit	\$
A1289 Registrar	\$ 170.00
A2655 Minor Sales - Copies (certified copy) -	\$ 30.00
A2530 Games of Chance (Bell Jar)	\$ 20.00
A2544 Local Fee for dogs (3) dogs -	\$ 25.00
A2115 Planning Board Fees Planning - \$82.54	\$ 82.54
A2555 Building Permits	\$1369.40
A2501 Junkyard License	
A2268 Impoundment fees	\$
A2720 Water Meter Fee - \$470.00 1001 Water Benefit Charge - \$351.36	
A2240 Misc. Water Charges -	\$
A2710 Water Permit Fee \$40.00	\$
1001 Water billing \$6,886.29	
Total Water Charges	\$ 7747.65
REVENUE TO SUPERVISOR	\$ 9480.97
Amount paid to State Comptroller for Games Chance License	\$ 30.00
Amount paid to DEC for Conservation Licenses	\$ 23.62
Amount paid to AG. And Markets for fee for unsprayed/unneutered Dog program	\$ 7.00
Amount paid to State Health Dept. for Marriage Licenses	\$ 45.00
	0
TOTAL DISBURSED	\$ 105.62
January 7, 2019 Dominic Jacangelo, Supervisor	
TOTAL AMOUNT RECEIVED BY CLERK	\$9,586.59
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 December Fees the application and payment of which are otherwise provided by law subscribed and sworn to before me this 7th day of January 2019.	

Susan Horton

TO: TOWN BOARD MEMBERS/SUPERVISOR JACANGELO
FROM: TOWN CLERK
RE:  2018 REVENUES AND DISBURSEMENTS IN THE CLERK'S OFFICE
DATE: JANUARY 9, 2019

TOTAL REVENUE FOR 2018 \$121,221.10

DISBURSEMENTS	
SUPERVISOR	\$ 21,043.53
WATER MONIES FOR 2018 remitted To Supervisor	\$ 92,021.04
Total remitted to Supervisor including Water monies	\$ 113,064.57
NYS DEPT. OF ENCON	\$ 7,468.03
NYS COMPTROLLER FOR BELL JAR LICENSES	\$ 30.00
NYS HEALTH DEPT FOR SHARE OF MARRIAGE LICENSES	\$ 247.50
NYS DEPT. OF AG& MARKETS FOR SPAYING/NEUTERING PROGRAM	\$ 411.00

TOTAL DISBURSEMENTS: \$121,221.10



Town of Poestenkill

38 Davis Drive | P.O. Box 210

Poestenkill, NY 12140

518.283.5100 (Phone)

518.283.7550 (Fax)

OFFICE OF THE
ASSESSOR

TO: POESTENKILL TOWN BOARD

FROM: BRIAN M. JACKSON/ ASSESSOR
ASSESSOR'S REPORT FOR DECEMBER 2018

We continue to receive new and renewal exemption applications for Enhanced STAR, Aged, Agriculture, Disability, and Clergy. As required by the State, we are sending the respective IVP (Income Verification Program) forms directly to NYS for processing. All other forms continue to be processed and maintained here.

We continue to receive deeds and split/merger information from the county. Folders for all new construction are ready to be reviewed and valued for the 2019 tentative roll. Change of address requests are also being processed on a regular basis.

Training for Betsy continues throughout December. Lana will retire on December 31, 2018.

Constituent relations continue to be good during this period.

Respectfully submitted,

Brian M. Jackson
Assessor
Town of Poestenkill

cc: Town Board
Susan Horton, Town Clerk

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 *RYB*

Date: January 11, 2019

RE: Monthly Activities (Dec-Jan)

Monthly Activities – (Dec-Jan)

Daily 811 Reports - Dig Safe daily requests were received and responded to appropriately

From an overall viewpoint--- everything is going well and normal maintenance is being performed as required. Additionally, we have been investing a significant effort on updating and maintaining our water facilities. Also, we have upgraded our efforts at leak locating, beginning with fire hydrant leakage; our analysis indicates that we are not satisfactorily accounting for our total water pumped. This will be discussed as we progress.

Began Street Valve “Exercise Program” to prioritize and exercise the critical street valves in our system.

On Saturday, December 1st we performed maintenance functions on the large emergency generator located at the pump station; some of these functions involved running the generator for a period of time and checking the output voltages for accuracy. Also performed the monthly operational test on the 5KW generator used for field emergency issues.

On Tuesday, Dec 4th @ 1:30 I received a call from Michelle Asquith that a water pipe was hit at 8 Empire Drive by a contractor. Our 811 call was handled properly and the contractor caused, and repaired, the problem; we performed the necessary inspections.

Working on the Quail Meadows and the Lochvue subdivision issues.

Working on some desired improvements at the pump station (ie: rain drainage members above the doors, locks, etc.)

Prepared and Submitted required NYSDOH MONTHLY 360 Report and Bender Labs reports to the RCDOH.

Good news!! Our 4th quarter results for Trihalomethanes and for Haloacetic Acid were well below the required standards. These results will be averaged with our other three quarter results, giving us an acceptable yearly average. At times, in the past, we have exceeded requirements, thereby necessitating a letter to all our users; ---no letter this time!

Inspected 2 new water installations

2 new meters were installed.

Handled several customer complaints

Took computer readings for quarterly billing of water customers

Took daily water samples at Town Hall and at Fire Department for required quarterly THM sampling (12/3/2018) and delivered these and the required monthly Coloform test samples to Bender Labs for testing.

Worked on various Town Undertakings (Lochvue @ Quail Meadow, for example)

On December 8th spent considerable time and effort locating the three street valves in the street (Spring Ave. Ext.) in front of the pump station. These are perhaps the most critical street valves in the system because of their impact on the pump station operations and they need to be in pristine shape. Unfortunately, when the road was raised and blacktopped the street valve access was changed from approximately 3" to over a foot; this problem was compounded by the fact that neither of our two metal locators were able to identify the valve locations and the records did not accurately detail the locations. The good news is that we were successful in locating the valves and we have updated the records to prevent future problems.

We received a letter from the Rensselaer County Department of Health reviewing our recent "Sanity Survey" results. The report states **"Overall, the system is in excellent condition with all previous violations addressed"**.

We began updating the NYS required Vulnerability Study and the Emergency Response Studies.

Replaced defective exterior motion light at the pump house.



TOWN OF POESTENKILL

38 Davis Drive, P.O. 210

Poestenkill, NY 12140

January 10, 2019

To: Dominic Jacangelo
Town Board members

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

Re: December 2018 work activities

My work hours for the month totaled 42 1/2. Fees collected through this office totaled \$749.40.

Activities included:

- Fielded a number of complaints concerning non-conforming property issues with various degrees of resolution.
- Issued 4 new permits for repairs and alterations.
- 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 (dated 3/18/2018). 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. At the time of this report, DEC has not informed the building department of any formal action. Code enforcement had issued a cease and desist order for the questionable dumping. The dumping continued, and it was formally posted. The site is a salvage yard and the permit to operate has not been renewed at this time pending the full investigation and the determination by DEC the operations do not violate their regulations. Remains the same- will be updated next month's report. No change from the August report. Still waiting for DEC report and action. No change from the September report except to report that DEC has contacted me stating there is some activity to be expected but no date given. No change from last report. Status still the same for this report; awaiting DEC report.**

- 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. **Update: Files have been researched and in the process of review. The noise violation complaint appears to have been resolved. Matter of non-conforming use has been referred to Zoning/Planning. Status remains the same. No changes occurred in the month of November. At the time to this report, a meeting has been scheduled with the owners of the property where the commercial operation is ongoing. Met with owners of the property and business on 12/27/18. Owner maintains that the operation is “grandfathered” that would allow present use/occupancy. Research completed does not support owner’s belief. Business owner stated he is actively seeking approval in adjacent town to relocate the business. Reached out to Mr. Basle for the purpose of scheduling a meeting with the business owner and the neighbors on Abbott Dr. to discuss the business’ transition from this community to another. Meeting to be scheduled at future date.**
- Reviewing existing files on ongoing building permits with the long-term intent of closing out files. Conducting field inspections as necessary to close out the permits.
- There are 9 existing open building permits for new house construction. Three of the houses are long term projects with extensions. Two houses appear to be listed for sale and no further work is expected at this time; one work permit will be suspended when the permit expiration date is met. There are 2 open building permits for additions and 1 pole barn (permit extended 9/18) that are under review for compliance awaiting required documentation to close out the building permit. One existing building permit extension was granted. Onsite inspections have taken place for compliance to the building code.
- 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. 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. An appearance ticket for a court date was issued to the owners for 11/19/18. Court appearance was rescheduled for**

11/26/2018 and the owner agreed to provide the stamped building plans, open the premises for inspection and review for the Code Enforcement Official, and pay for the building permit. Stamped plans were received and the homeowner is going to submit the application with fee.

- 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. Quail Meadows SWPP inspections have resumed due to the construction. Maintenance of the collection ponds and SWPPP compliance will remain with the developer until the Lochvue subdivision is completed. Still open. Both sites may be looking at winter stabilization and shutdown if no work is ongoing. At present time, no construction is taking place at Lochvue and SWPPP inspections are suspended due to winter and lack of activity. At Quail Meadows, weekly inspections are continuing due to the construction of one house but will be suspended when compliance to identified deficiencies are corrected.
- Fielded a number of phone calls inquiring about building code compliance for future projects from town residents.
- 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. **Five fire inspections for multi family housing were conducted. Only minor violations noted. Remaining units have not responded to the request and will be contacted again. Additional letters have been sent and only one response. Ongoing. Status same. Additional inspections have taken place. Still ongoing. All but two identified locations have been inspected.**

Paul F. Barringer



Michelle Asquith

From: Bob Guyer <straydawg302@gmail.com>
Sent: Monday, January 07, 2019 7:45 PM
To: Michelle Asquith
Subject: Animal Control Calls December

Animal Control Calls for December 2018

Bob Guyer
38 Snyder's Corner Rd
Wynantskill NY 12198

Total Calls 13

Dog Complaints Running At large 8

Wildlife - 2

Questions about dog laws 3

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Bob Guyer



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: January 10, 2019

RE: Highway Activities
December 13, 2018-January 10, 2019

1. Crew been hauling sand
2. Crew been plowing snow and sanding roads
3. Crew been out patching holes in dirt roads
4. Crew been out picking up Christmas tree's
5. Crew been working in shop
6. Crew been picking up brush & bags leaves