

TOWN BOARD MINUTES
TOWN OF POESTENKILL
TOWN BOARD MEETING
JUNE 20, 2019

Not approved at time of distribution)

ROLL CALL AS FOLLOWS

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

NON-VOTING MEMBERS

Susan Horton, Town Clerk
Jack Casey, Town Attorney

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

Supervisor Jacangelo opened the meeting with the Pledge of Allegiance and opened the floor for comments. S. Kalafut, town resident and ZBA member wanted to share her concerns over the issues that have been transpiring on Tymeson Rd. There are six children that are living in a makeshift residence that are continually playing in the road and she is concerned over their safety. All sorts of vehicles are all over the road, the property is a shamble and the children are noted to run in and out and around the vehicles and then darting into the road. Ms. Kalafut would like to see the Town make it a safer place. Supervisor Jacangelo stated that the Code Enforcement Officer has spoken with Mrs. Martin and he is aware of the condition of the property and the other various aspects of the site. She would like a speed study done and perhaps a Children at Play sign to be erected. After a lengthy discussion, it was decided that a draft local law will be prepared for the next Town Board meeting regarding the restriction of parking on the Town road. The Highway Superintendent agrees with this decision. Councilman Wohlleber feels that the real issue is the cleaning up of the property and the property has to get cleaned up for the safety of the children.

P. St. Germain, town resident wanted to “vent” about the Code Enforcement Officer and his attitude towards his contractor. S. Valente, town resident and Planning Board alternate states that he is very difficult to work with on issues. The discussion also turned to the fact that Mr. Barringer is very hard to get in touch with. Mr. St. Germain stated that he held up his porch project and was told by him to appeal to NYS. Supervisor Jacangelo stated that Mr. Barringer is a “tough guy” but he is protecting the homeowner. Councilman Wohlleber stated that there are plenty of problems with the Code Enforcement Officer those being not enough time at the workplace, reports are inadequate, not at meetings, etc. Councilman Wohlleber feels that his actions reflect on the Town Board and that he would like to see R. Brunet brought in to work with Mr. Barringer. Councilman Van Slyke feels that having Mr. Brunet working with Mr. Barringer is necessary because he is driving contractors out of our Town. Supervisor Jacangelo said that he would talk with Mr. Barringer.

Motion by Butler, seconded by Hass and an oral vote of 5 ayes to accept the Town Clerk’s minutes of the May 16, 2019, as written.

Liaison Reports:

Planning Board –Town Board members had copies of the Planning Board’s meeting of June 4, 2019 and Chairman Russell elaborated on the meeting.

Zoning Board – Town Board members had copies of the ZBA’s meeting of June 11, 2019 and Chairman Jamison elaborated.

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

Library – Ed Gresens reported on the activities at the Library. He reported the Library will be collecting alkaline (not car) batteries. He will further check with Staples which will be the dispensary of such and Supervisor Jacangelo stated that he should also check what the limit that can be collected before it is declared a “hazardous waste collection.”

Youth Advisory Board-Youth Director T. Bucker updated the Board on the activities that were happening with the Youth Board and wanted it noted that the camp is filled to compacity.

CAC- Supervisor Jacangelo stated there was a public meeting held on June 19th where the CAC shared a collection of maps and information on town resources.

Correspondence:

Memos dated May 20th and June 13th respectfully from Charter Communications regarding the channel lineup changes.

Memo dated May 22nd from R. Brunet, Water Manager regarding the water main break in Brunswick but the bottom line for Poestenkill is that it should not affect our residents. He further stated that until the repairs were completed that he intended to keep our pumps “off-line.”

Memo dated June 12th from R. Brunet regarding Troy water main break on Oakwood Ave. which would stop all water coming into Poestenkill, so our pumps were turned off at the pump station and he switched the operation so water could be supplied to our residents from our tank on Hinkle Rd. Mr. Brunet stated that he had spoken with Supervisor Jacangelo and a statement was prepared and was put on the website to keep the residents informed. His current plan is to continue to service residents from the Hinkle Rd. tank and will probably put our pumps back online Friday night or Saturday morning. He noted that Poestenkill has been “isolated” from the Troy water since the break and that our residents have been protected from any possible problems.

National Grid-Copy of a Petition of National Grid for an Amendment to Certificate of Environmental Compatibility and Public Need.

Code Enforcement Dept. Memo-P. Barna-Memo from the Planning Board/ZBA dated June 6th regarding a fee that had been paid to the Planning Board for a Site Plan and another fee that the Applicant had paid to the Zoning Board. After review of the Town Code, the Planning Board suggested the applicant would be better served by obtaining a Grading Permit to be issued by the Code Enforcement Officer. The Planning Board is requesting that the Applicant be reimbursed both of the fees that were paid to the Planning Board/ZBA.

Memo dated June 20th from Code Enforcement Officer-Mr. Barringer stated that Mr. Barna appeared before the Planning Board who issued an advisory to the CEO that a grading permit be

issued to Mr. Barna with some restrictions. However, no information regarding all jurisdictional regulation was referenced. More information is required from the property owner (1) DEC requires a wetland delineator (2) If there are plans for a building a base flood elevation has to be established (3) Type of fill must be clean fill and acceptable to Town Code (4) Rensselaer Co. Health Dept. may also have jurisdiction and FEMA regulations may also influence the decision for constructing a septic system within a FEMA floodplain and (5) A construction permit in a floodplain is required by Town Code and is more restricted and expensive than a Town approved grading permit.

Discussion Items:

Phone System- Supervisor Jacangelo reported that he feels the new phone system should be discussed further during the budget discussions for the 2020 budget.

Tax cap relief-Ambulance services- Supervisor Jacangelo stated there is no proposal to date but he has followed up with Sand Lake and still no progress. Councilman Van Slyke would like permission to open up a discussion once again with North Greenbush and Supervisor Jacangelo stated that as a Town Board member he has the right to do that and if he feels progress is being made to bring it back to the Board. However, right now Supervisor Jacangelo feels like we are "talking in a vacuum." Supervisor Jacangelo stated that he would send a letter of support to North Greenbush for their timely response to the several cardiac calls that our Town experienced.

Action Items:

Approval of Turn the Towns Teal- Motion by Wohlleber, seconded by Van Slyke and an oral vote of 5 to instruct the Town Attorney to create a resolution for the approval of Turning the Town Teal for next month's meeting.

Parking Ban-Motion by Butler, seconded by Van Slyke and an oral vote of 5 ayes to authorize the Town Attorney to prepare the necessary legislation for the banning of parking on Tymeson Rd. and to prepare the legal notice for the Public Hearing to take place at 7 p.m. on July 18th.

Speed Study-Motion by Hass, seconded by Van Slyke and an oral vote of 5 ayes directing the Supervisor to contact the State/County to do a speed study on Tymeson Rd.

Highway Exchange-Motion by Wohlleber, seconded by Butler and an oral vote of 5 ayes authorizing the signature for the agreement for a 2019 (926M) CAT loader change out of a 2018 (926M) at an approximate cost of \$5,500.

Reimbursement – Motion by Hass, seconded by Wohlleber and carried to reimburse Mr. Barna in the amount of \$110.00 for the fees that were paid to the Planning Board and the Zoning Board's for the site review/use variance at 299 NY 355.

Budget Transfers:

RESOLUTION #3-2019-IN THE MATTER OF THE TRANSFER OF CERTAIN GENERAL BUDGET FUNDS Resolved that it is here by authorized and directed as follows that the sum of \$851.92 from General Fund Budget Line Item 11990.4 (Contingent) be transferred to General Fund Budget Line Item 11320.4 (Bank Service Charge) and that the sum of \$2,077.35 be transferred to General Fund Budget Line Item 11910.4 (Insurance) from Budget Line Item 11990.4 (Contingent)

MOVED BY: Councilwoman Butler
 SECONDED BY: Councilman Hass.

VOTED UPON AS FOLLOWS:

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

Reports:

Supervisor's Report- Supervisor Jacangelo reported that The Rensselaer County Multi-Jurisdictional Hazard Mitigation Plan is being updated. One of the reasons for preparing this important document is to keep residents eligible for flood insurance and to reduce the risk of flooding. He also reported that he had gotten a complaint regarding an establishment on Snyders Corner road and that he had referred the complaint to the Rensselaer County Sheriff's Dept.

Town Attorney's Report – Mr. Casey reported on the matters that he worked on since the last Town Board meeting which included still working on the current Article 78, and its appeal and he has been reviewing the Kronau issue on Abbott Dr.

Town Clerk's Report – Motion by Hass, seconded by Butler and an oral vote of 5 ayes to accept the Town Clerk's report of May 2019. The total amount received in the Clerk's office was \$5,591.44 and of that amount \$5,344.66 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.

Payment of Bills:

Motion by Hass, seconded by Wohlleber and an oral vote of 5 ayes to pay Warrant #11-2019 in the amount of \$142,149.35. Motion by Hass, seconded by Wohlleber and an oral vote of 5 ayes to pay Warrant #12-2019 in the amount of \$39,673.32.

Motion by Van Slyke, seconded by Wohlleber and carried to exit into Executive Session at 9:05 p.m. to discuss a personnel issue with no votes being taken. Motion by Hass, seconded by Wohlleber and carried to exit Executive Session and immediately adjourned at 9:25 p.m.

Respectfully submitted,


 Susan Horton, Town Clerk