

**NOTICE OF PUBLIC HEARING
TOWN OF POESTENKILL**

Notice is hereby given that the Town Board of the Town of Poestenkill will conduct a public hearing pursuant to Town Law § 184 (2) at the Poestenkill Town Hall, 38 Davis Drive in the Town of Poestenkill, County of Rensselaer at 7:00 P.M., August 22, 2019, to consider the TOWN OF POESTENKILL LOCAL LAW NO. 3 for 2019, which would add a new subdivision E to section 150-19, "Parking" of the Town Code of the Town of Poestenkill to prohibit on-street on Tymeson Road which interferes with the Town's right of way or the public highway, and would enact a penalty therefor.

At the aforesaid time and place of hearing, all interested persons will be given the opportunity to be heard concerning the proposed agreement and resolution.

DATED: July 29, 2019

By Order of the Town Board
of the Town of Poestenkill
Susan Horton, Town Clerk

Approved as to form by
John T. Casey, Esq., Town Attorney

TOWN BOARD MINUTES
TOWN OF POESTENKILL
TOWN BOARD MEETING
JULY 18, 2019

Not approved at time of distribution)

ROLL CALL AS FOLLOWS

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

NON-VOTING MEMBERS

Susan Horton, Town Clerk
Jack Casey, Town Attorney

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

Supervisor Jacangelo opened the meeting with the Pledge of Allegiance and thanked everyone for attending.

The first item on the agenda was the Public Hearing on proposed Local Law # 3-2019 which prohibits parking on portions of Tymeson Road and was opened at 7 p.m. The Affidavit of Publication was available for review. This proposed law would add a new subdivision E to section 150-19, PARKING of the Town Code to prohibit on-street parking on Tymeson Rd which interferes with the Town's right-of-way or the public highway. This whole issue stems from the health and welfare of the children that are living at 20 Tymeson Rd. and the issues of the children running in and out of the parked cars that are parking on the side of the road. Ms. Martin, who resides at 20 Tymeson Rd. wants a speed study done because of the speeders that travel down Tymeson Rd. and asked when a letter would be sent to DOT for such study. Supervisor Jacangelo stated that he has spoken with DOT and a letter will be sent out this week. She continued by saying that she has done everything the Town has asked her to do; like starting with cleaning up of the property and she feels like she is being harassed with pictures constantly being taken of her property. She is against the No Parking on the side of the road issue. Councilman Wohlleber wanted it noted that anyone can take pictures. Many residents from Tymeson Rd. spoke on the dangerous situation on that road. Supervisor Jacangelo stated that a road is not a safe place for children to be playing, and furthermore it is a Town Highway property. Another issue that was brought to his attention was when our Code Enforcement Officer was at the site, he was blocked in by a vehicle and not allowed to leave and if this happens again the police will be called. Supervisor Jacangelo further stated that the Code Enforcement Officer has asked for the property to be cleaned up and to please remove the basketball hoop from the Town road. No formal action will take place this evening and the hearing will be continued at the August meeting. Mr. Barringer, Code Enforcement Officer was present at tonight's meeting. His assessment on the matter is that since October of last year, when he initially contacted Ms. Martin to clean up the property, and just being there recently he cannot see where there is any improvement. Supervisor Jacangelo suggested to Ms. Martin to make a list of everything she is going to do for the next 30 days and during this period our Code Enforcement Officer will be checking on the progress, but no formal action will be taken. Supervisor Jacangelo stated that the hearing will continue at next month's Town Board meeting and Attorney Casey will do a new legal notice stating the same. When everyone was given the opportunity to speak, the Public Hearing was closed at 7:40 p.m.

Supervisor Jacangelo opened the comment period and R. Chamberlain, Town resident, stated that he was urged to come this meeting to speak about an issue about renovating in a flood zone. Mr. Barringer our Code Enforcement Officer was still present at the meeting and stated that FEMA has strict rules that must be followed, and everything must be in its place in case the Town gets audited. Mr. Chamberlain will visit Mr. Barringer at Town Hall to discuss his issues with him on a one to one basis.

K. Kronau was present to discuss some issues from his Quail Meadow project but Supervisor Jacangelo felt it would be better to discuss it at their meeting on Monday, July 22nd when Tom Fields, Engineer would be present and Supervisor Jacangelo has the paper work that he needs from the Planning Board.

Motion by Butler, seconded by Hass and an oral vote of 5 ayes to accept the Town Clerk's minutes of the June 18, 2019, as written.

Liaison Reports:

Planning Board –Town Board members had copies of the Planning Board's meeting of July 2nd, and PB member H. Teal elaborated on the meeting. Supervisor Jacangelo had some questions regarding Hohman/Minor Subdivision. He stated there is a sawmill there and he does not know how it is permitted. He wasn't sure if it was permitted as a home occupation, he doesn't know the history of that mill. Once the home is split off, it is no longer a home occupation. Supervisor Jacangelo asked L. Kane, Clerk to the Planning Board to pull the records for Planning Board's information so they have the background on this and whatever the background is, it needs to be in front of the Planning Board to make a decision.

Zoning Board – Town Board members had copies of the ZBA's meeting of July 9, 2019 and ZBA Chairman elaborated. P. Jamison stated that one of the issues during one of the Public Hearings was in regard to fencing and some of the issues this seemed to create for a neighbor. Final approval was granted from the ZBA for the fencing with a condition that some sort of greenery be placed in front of the fencing. The ZBA secretary has spoken with an arborist and was told that this certain type of ivy could be planted in front of the fence however; it could not be planted until Spring.

Fire Company – Town Board members had copies of the June Fire Co. report. D. Ruppert, Jr. notified the Board that he is now the Chairman of the Board of Directors for the Fire Department.

Library – Town Councilman, Van Slyke stated that the work on the porches of the Library should be starting within the next two weeks.

Youth Advisory Board- T. Buker, Youth Director, updated the Board on the activities that were happening with the Youth Board. She also stated that they are at full capacity for all four weeks.

CAC- No meeting was held this month.

Correspondence: Memo – complaint – Supervisor Jacangelo stated that this was already discussed.

Discussion Items:

Acknowledge Donald Heckelman resignation- Motion by Wohlleber, seconded by Hass with one abstention by Councilman Van Slyke and carried to accept the resignation of Donald Heckelman from the Planning Board. Supervisor Jacangelo stated that his reinstatement will take place at the August meeting.

Action Items:

Adopt Local Law #3-2019 Which Prohibits Parking on Portions of Tymeson Road-No action taken at this meeting.

Resolution – Turning The Town Teal -

RESOLUTION #4-2019 – DECLARING THE MONTH OF SEPTEMBER “OVARIAN CANCER AWARENESS MONTH” AND ANNOUNCING A “TURN THE TOWN TEAL” CAMPAIGN IN THE TOWN OF POESTENKILL TO RAISE AWARENESS ABOUT OVARIAN CANCER AND ITS SYMPTOMS, Resolved that teal ribbons may and shall be displayed from all the Town of Poestenkill’s public buildings during the month of September.

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

Reports:

Supervisor’s Report- Supervisor Jacangelo reported that the August Town Board meeting will be held on August 22nd. Supervisor Jacangelo also reported that he has been reviewing the Highway truck bond material and he stated somewhere between now and August 10th a special meeting will be set to adopt the Highway Bonding Resolution. He has worked diligently in finishing the FEMA reports and eventually a new Local Law will be drafted to update the current 1987 Flood Damage Prevention Local Law. He also noted that the Town did not receive the Archive Grant. The Town will be needing some culvert replacements and there are Grants out there coming from the Hudson Valley Greenway. He also wanted it noted that he visited the Chamberlain property that was discussed during the Public Comment period and also visited the property on Snyders Corner Rd. where the tree came down on the house. Supervisor Jacangelo also discussed the new air conditioners that had been purchased for the town hall and received an estimate of approximately \$30,000 to put in heat pump for the entire building. He said that the LED streetlights are moving forward, and additional bills were requested. Supervisor Jacangelo reported that R. Brunet, Water Manager is concerned about the water consumption and through Water Rural Resources a substantial leak was found on Furry Road, which is very concerning. Supervisor Jacangelo also stated that at next month’s meeting the Preliminary work on the 2020 Budget will begin. He also noted that there is a major subdivision with seven or eight lots involved on Rt. 355 and on Monday, he has a meeting with the property owners on Rt. 351 for potential condominiums.

Town Attorney's Report – Mr. Casey reported on the matters that he worked on since the last Town Board meeting which included the legal notice for Proposed Local Law #3. He met with the principals of Lochvue regarding their road dedication, drafted Resolution #4 for tonight's meeting and stated that the oral arguments for the Holman/Town of Poestenkill oral arguments will be heard in November.

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 June 2019. The total amount received in the Clerk's office was \$11,086.88 and of that amount \$10,755.18 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. Highway Superintendent Chadwick stated that he would look into the culvert issues on Tymeson Road.

P. Barringer, Code Enforcement Officer spoke on an issue that is happening on Rt. 355 and he stated that the gentleman is still not in compliance....it is a Commercial operation in a Residential zone. The next step is to send out a compliance letter stating the time frame. Councilwoman Butler wanted to know (because of the upcoming 2020 Budget talks) how many hours did he feel necessary in the Building/Code Enforcement Office? The ten hours that he now has is not practical for running the office which is what is in the current budget. Perhaps, my current Clerk could be trained for some of the tasks. Councilwoman Butler wanted to know if more weekly hours were needed so they could be incorporated into the 2020 Budget talks.

M. Asquith, Secretary/Bookkeeper reported on the Town's current financial situation. Town Board members had copies of the report which included the Water, General Budget, and the Highway Budget and the report included the actual breakdown of the different departments.

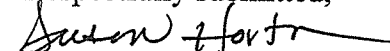
Supervisor Jacangelo stated that Councilman Van Slyke wanted to have a conversation regarding 150-76 of the Town Code/Non-Conforming Uses. Supervisor Jacangelo explained that it is in the Town's interest to create the ability to go from one non-conforming use to another non-conforming use and look at what the results are. However, right now the way the Code is written this cannot be done. Specific language needs to be drafted. The discussion continued at length and it was decided that the Town Attorney would draft language and forward it to all of the Boards for their comments and concerns. This will be discussed further at future Town Board meetings.

Payment of Bills:

Motion by Hass, seconded by Wohlleber and an oral vote of 5 ayes to pay Warrant #13-2019 in the amount of \$13,631.04. Motion by Hass, seconded by Wohlleber and an oral vote of 5 ayes to pay Warrant #14-2019 in the amount of \$27,514.62.

Motion by Wohlleber, seconded by Van Slyke and carried to adjourn this meeting at 9:05 p.m.

Respectfully submitted,


Susan Horton, Town Clerk

TOWN BOARD MINUTES
TOWN OF POESTENKILL
TOWN BOARD SPECIAL MEETING
AUGUST 7, 2019
(Not approved at time of distribution)

ROLL CALL AS FOLLOWS

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

NON-VOTING MEMBERS

Susan Horton, Town Clerk

Supervisor Jacangelo opened the Special Meeting at 5:30 p.m. with the Pledge of Allegiance and thanked everyone for attending tonight's meeting. He explained that this meeting was for the sole purpose of authorizing the issuing of a new Bond and the paying down of the existing Bond for the highway vehicles. The special meeting notice was published on the website on August 1st. He further stated, that Steve Riley from the firm of Whiteman, Oysterman & Hanna LLP is acting as bond counsel to undertake legal services in connection with the bonds.

Supervisor Jacangelo asked if there were any questions regarding this issue, there were none. The Resolution is as follows:

RESOLUTION #5-2019 – BOND ANTICIPATION RENEWAL NOTE RESOLUTION ADOPTED AUGUST 7, 2019 AUTHORIZING THE FURTHER RENEWAL, IN PART, OF A BOND ANTICIPATION NOTE OF THE TOWN OF POESTENKILL IN THE PRINCIPAL AMOUNT OF \$205,000 IN ANTICIPATION OF THE ISSUANCE OF SERIAL BONDS BY THE TOWN FOR THE PURPOSE OF ACQUIRING A PAYLOADER AND TWO TANDEM DUMP TRUCKS AND RELATED APPARATUS.

WHEREAS, pursuant to the Bond Resolution, the Town previously issued its \$415,000 Bond Anticipation Note for Highway Department Equipment-2017 (the "2017 Note") for the purposes specified in the Bond Resolution, and

WHEREAS, the 2017 Note matured on August 10, 2018; and

WHEREAS, on August 10, 2018, pursuant to the Bond Resolution and a bond anticipation renewal note duly adopted by the Town Board on August 7, 2018, the Town issued its \$305,000 Bond Anticipation Renewal Note (the "2018 Note") for the purpose of renewing, in part, the 2018 Note; and

WHEREAS, the 2018 Note matures on August 9, 2019; and

WHEREAS, the Town Board desires to provide for (a) the renewal, in part, of the 2018 Note, (b) the issuance of a renewal note in the principal amount of \$205,000 to mature no later than August 9, 2020, for the purpose of renewing, in part, the 2018 Note and (c) the payment of

\$100,000 in principal of, plus interest on, the 2018 Note at maturity from sources other than the proceeds of bonds or notes;

Note matures on August 9, 2020. This Resolution takes effect immediately.

MOVED BY: Councilman Hass

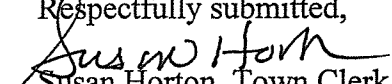
SECONDED BY: Councilwoman Butler

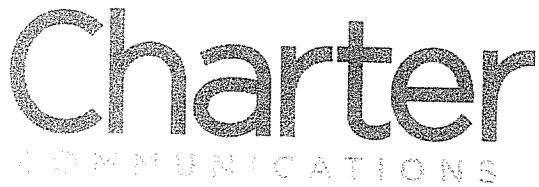
VOTED UPON AS FOLLOWS:

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

Motion by Councilman Van Slyke, seconded by Councilman Hass and carried to adjourn this meeting at 5:45 p.m.

Respectfully submitted,


Susan Horton, Town Clerk



July 15, 2019

Re: Charter Communications- upcoming changes

Dear Municipal Official:

Charter Communications ("Charter"), locally known as Spectrum, was recently informed that on or around July 20, 2019, Univision Deportes, located on the Basic Tier and Latino View, channels 444 and 959 will be rebranded to TUDN on the channel lineup serving your community.

To view a current Spectrum channel lineup visit www.spectrum.com/channels.

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

Charter

COMMUNICATIONS

July 19, 2019

Re: Charter Communications- upcoming changes

Dear Municipal Official:

Charter Communications ("Charter"), locally known as Spectrum, was recently informed that on or around August 21, 2019, EVINE channel located on Spectrum Basic/Starter TV will be rebranded to ShopHQ on the channel lineup serving your community.

To view a current Spectrum channel lineup visit www.spectrum.com/channels.

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

Charter

COMMUNICATIONS

July 19, 2019

Re: Charter Communications- upcoming changes

Dear Municipal Official:

Charter Communications ("Charter"), locally known as Spectrum, was recently informed of the following programming changes in the channel lineup serving your community:

On or around August 21, 2019, EVINE channel located on Spectrum Basic/Starter TV will be rebranded to ShopHQ.

On or around August 7, 2019, Jewelry TV HD will be added to SPP Basic HD and Broadcast TV HD.

On or around August 21, 2019, GEM HD will be added to Expanded Basic/Standard Tier.

On or around August 21, 2019, Shop Zeal 7 will be rebranded to FETV (Family Entertainment Television) on Expanded Basic/Standard Tier.

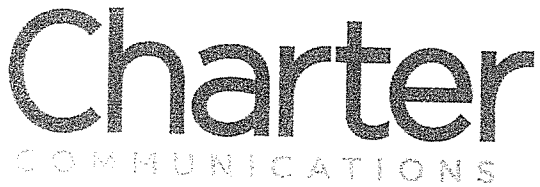
To view a current Spectrum channel lineup visit www.spectrum.com/channels.

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



August 10, 2019

Re: Charter Communications- upcoming changes

Dear Municipal Official:

At Charter, locally known as Spectrum, we continue to enhance our services, offer more entertainment choices and deliver the best value to our customers. Like every business, periodically Charter reviews its pricing and makes occasional price adjustments. As a result, customers will be notified of the following price adjustments through bill messaging. Effective on or after September 10, 2019, pricing will be adjusted for **unreturned equipment** as follows:

Rate Card Description	Current Rate	New Rate	Notes
Spectrum Receiver	\$123	\$103	A \$20 reduction in rate.
CableCARD™	\$22	\$20	A \$2 reduction in rate.

We remain committed to providing an excellent experience for our customers, in your community and in each of the communities we serve. If you have any questions about these rate adjustments, 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

Charter

COMMUNICATIONS

August 14, 2019

Re: Charter Communications- upcoming changes

Dear Municipal Official:

Charter, locally known as Spectrum, is notifying you that effective on or around August 22, 2019, Charter will launch the Atlantic Coast Conference Network ("ACCN"). ACCN will launch in high definition on Channel 338 serving your community.

ACCN is a new 24/7 national network dedicated to ACC sports. Customers will enjoy 24/7 coverage of ACC sports, 40 football games, 150 men's and women's basketball games, 250 Olympic sports events, and 1000 digital exclusive events on ACCN Extra. ACCN's first football game on August 29, 2019, features reigning national champion Clemson in their home opener against Georgia Tech.

To view a current channel lineup visit www.spectrum.com/channels. 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

STATE OF NEW YORK
PUBLIC SERVICE COMMISSION

At a session of the Public Service
Commission held in the City of
Albany on July 11, 2019

COMMISSIONERS PRESENT:

John B. Rhodes, Chair
Diane X. Burman
James S. Alesi
Tracey A. Edwards

- CASE 17-V-0736 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Town of Ashland, Chemung County.
- CASE 17-V-0739 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Town of Mount Hope, Orange County.
- CASE 17-V-0740 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Town of Western, Oneida County.
- CASE 17-V-0743 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Village of Minoa, Onondaga County.
- CASE 17-V-0747 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Town of Morris, Otsego County.
- CASE 17-V-0753 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Village of Ames, Montgomery County.
- CASE 17-V-0793 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Village of Riverside, Steuben County.
- CASE 17-V-0797 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Village of Fultonville, Montgomery County.

CASE 17-V-0736, et al.

- CASE 18-V-0014 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Town of Granby, Oswego County.
- CASE 18-V-0016 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Town of Hannibal, Oswego County.
- CASE 18-V-0027 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Village of Waverly, Tioga County.
- CASE 18-V-0028 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Town of Geddes, Onondaga County.
- CASE 18-V-0029 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Town of Van Buren, Onondaga County.
- CASE 18-V-0030 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Town of Lysander, Onondaga County.
- CASE 18-V-0031 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Village of Baldwinsville, Onondaga County.
- CASE 18-V-0066 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Village of Lowville, Lewis County.
- CASE 18-V-0073 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Town of Batavia, Genesee County.
- CASE 18-V-0075 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Village of Leroy, Genesee County.
- CASE 18-V-0079 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Town of Palermo, Oswego County.
- CASE 18-V-0080 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Town of Vienna, Oneida County.

CASE 17-V-0736, et al.

- CASE 18-V-0259 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Village of Arcade, Wyoming County.
- CASE 18-V-0263 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Town of Stockholm, St. Lawrence County.
- CASE 18-V-0266 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Village of Skaneateles, Onondaga County.
- CASE 18-V-0281 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Village of Youngstown, Niagara County.
- CASE 18-V-0303 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Town of Amity, Allegany County.
- CASE 18-V-0311 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Village of Phoenix, Oswego County.
- CASE 18-V-0312 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Town of Lloyd, Ulster County.
- CASE 18-V-0316 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Town of Caton, Steuben County.
- CASE 18-V-0341 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Town of Sheldon, Wyoming County.
- CASE 18-V-0342 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Village of Mexico, Oswego County.
- CASE 18-V-0343 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Town of Ovid, Seneca County.
- CASE 18-V-0344 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Village of Port Byron, County of Cayuga.

CASE 17-V-0736, et al.

- CASE 18-V-0557 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Town of Franklin, Franklin County.
- CASE 18-V-0562 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the City of Elmira, Chemung County.
- CASE 18-V-0596 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Town of Volney, Oswego County.
- CASE 18-V-0605 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Town of Williamson, Wayne County.
- CASE 18-V-0609 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Town of New Albion, Cattaraugus County.
- CASE 18-V-0610 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Town of Owasco, Cayuga County.
- CASE 18-V-0612 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Village of Lancaster, Erie County.
- CASE 18-V-0613 - Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Town of Wheatfield, Niagara County.

ORDER APPROVING RENEWALS

(Issued and Effective July 22, 2019)

required contents of franchises and set forth procedural requirements for municipal review of the franchise renewal, including public notice, opportunity for comment and a public hearing.

DISCUSSION

We determine that approval of the instant franchise renewals serves the public interest, as it results in the effective provision of cable service in the municipalities. The franchise renewals may omit certain required provisions or contain provisions that may conflict with statutory and regulatory requirements. This Order does not identify and describe each specific omission and conflict because the principles and standards established in the law and rules apply to cable renewals, whether or not specifically identified in our orders, and a franchise agreement may not overrule, modify, or amend these minimum requirements.

Therefore, approval of the franchise renewals is conditional upon full compliance at a minimum with these requirements, whether or not the provisions in the franchise agreements specifically state or are in conflict with these requirements. Any franchise provision required in the Commission's rules that is omitted from any of the franchise agreements is added to and incorporated into the franchise agreements by reference; and, any federal and state law, rule, regulation and order, as amended, shall control the interpretation of and performance under the franchise renewal to the extent that any franchise provision does not meet the requirements in the Commission's rules or conflicts with or is inconsistent with federal and state laws, rules, regulations and orders.

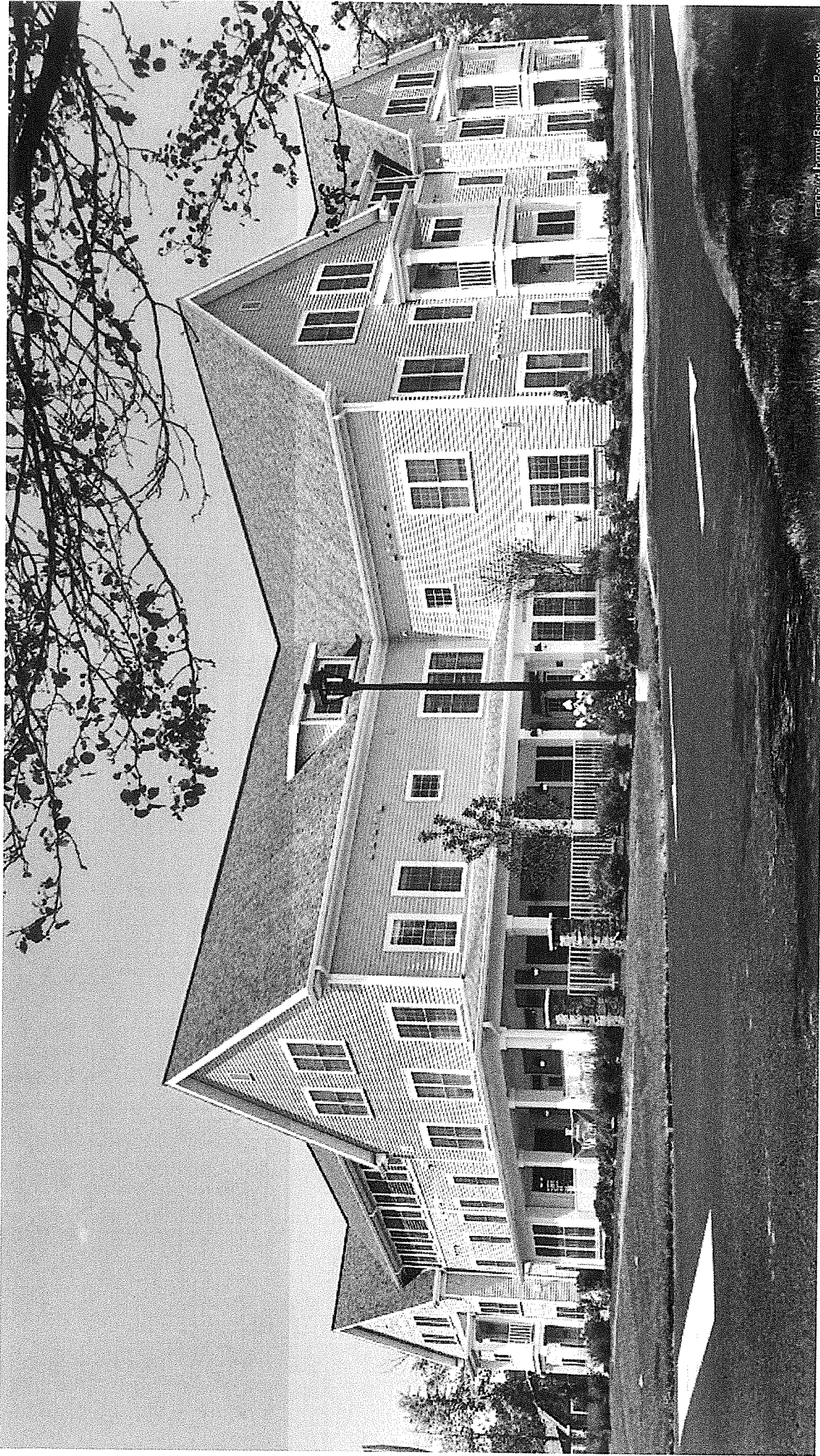
The franchise renewal agreements may contain additional provisions that are not required by the Commission's

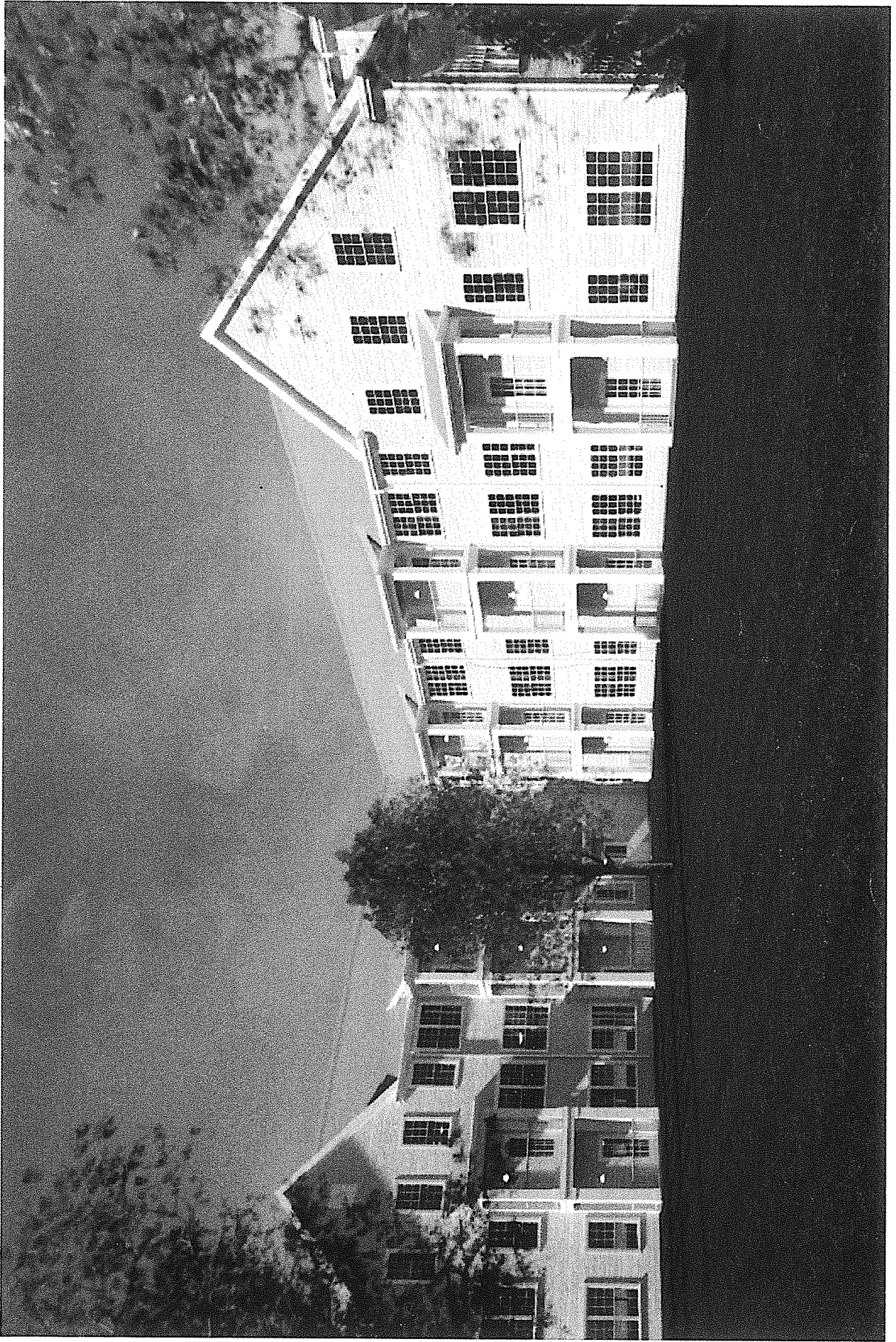
APPENDIX A

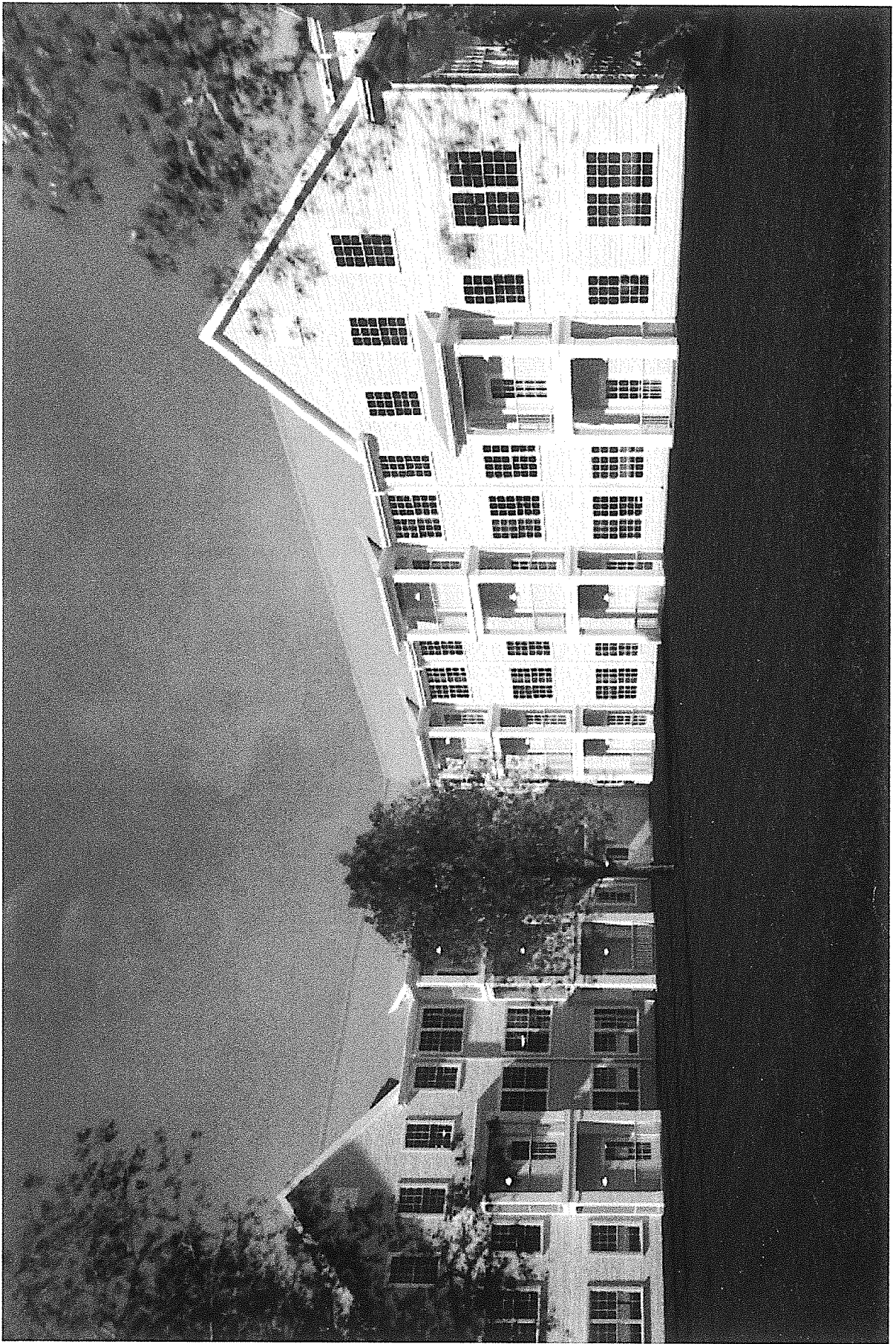
CASE	MUNICIPALITY	COUNTY	TERM	FILED	PUBLIC HEARING		RESOLUTION
					HEARING	RESOLUTION	
17-V-0736	Town of Ashland	Chemung	10 year	11/28/17	09/14/17	09/14/17	09/14/17
17-V-0739	Town of Mount Hope	Orange	15 year	11/29/17	08/07/17	08/07/17	08/07/17
17-V-0740	Town of Western	Oneida	10 year	11/30/17	07/28/17	07/28/17	07/28/17
17-V-0743	Village of Minoa	Onondaga	10 year	12/01/17	09/05/17	09/18/17	09/18/17
17-V-0747	Town of Morris	Otsego	15 year	12/05/17	09/12/17	09/12/17	09/12/17
17-V-0753	Village of Ames	Montgomery	15 year	12/06/17	10/04/17	10/04/17	10/04/17
17-V-0793	Village of Riverside	Steuben	10 year	12/19/17	09/11/17	09/11/17	09/11/17
17-V-0797	Village of Fultonville	Montgomery	15 year	12/19/17	09/29/17	09/29/17	09/29/17
17-V-0798	Town of Winfield	Herkimer	15 year	12/20/17	08/09/17	08/09/17	08/09/17
17-V-0803	Village of Valatie	Columbia	15 year	12/21/17	11/14/17	11/14/17	11/14/17
17-V-0806	Town of Rutland	Jefferson	15 year	12/27/17	11/09/17	11/09/17	11/09/17
17-V-0807	Village of Croghan	Lewis	15 year	12/27/17	11/08/17	11/08/17	11/08/17
17-V-0808	Town of Poestenkill	Rensselaer	10 year	12/27/17	10/19/17	11/16/17	11/16/17
17-V-0810	Town of Colchester	Delaware	10 year	12/27/17	12/06/17	12/06/17	12/06/17
17-V-0811	Town of Thompson	Sullivan	15 year	12/27/17	12/05/17	12/21/17	12/21/17
18-V-0003	Village of Altamont	Albany	10 year	01/02/18	10/03/17	10/03/17	10/03/17
18-V-0004	Village of Sidney	Delaware	10 year	01/03/18	03/28/16	03/13/17	03/13/17
18-V-0005	Village of Cattaraugus	Cattaraugus	15 year	01/03/18	11/13/17	11/13/17	11/13/17
18-V-0007	Town of Kinderhook	Columbia	10 year	01/03/18	11/13/17	11/13/17	11/13/17
18-V-0011	Town of New Windsor	Orange	15 year	01/05/18	12/06/17	12/06/17	12/06/17

APPENDIX A

CASE	MUNICIPALITY		COUNTY	TERM	FILED	PUBLIC HEARING		RESOLUTION
						HEARING		
18-V-0214	Town of Champion		Jefferson	15 year	04/09/18	12/29/17		12/29/17
18-V-0215	Village of Burke		Franklin	15 year	04/09/18	01/03/18		01/03/18
18-V-0250	Village of Norwood		St. Lawrence	10 year	04/19/18	10/17/17		01/16/18
18-V-0252	Town of Byron		Genesee	10 year	04/20/18	04/12/17		05/10/17
18-V-0259	Village of Arcade		Wyoming	10 year	04/25/18	03/21/18		03/22/18
18-V-0263	Town of Stockholm		St. Lawrence	10 year	05/01/18	03/13/18		03/13/18
18-V-0266	Village of Skaneateles		Onondaga	10 year	05/03/18	01/25/18		01/25/18
18-V-0281	Village of Youngstown		Niagara	10 year	05/14/18	03/22/18		03/22/18
18-V-0303	Town of Amity		Allegany	10 year	05/15/18	04/02/18		04/09/18
18-V-0311	Village of Phoenix		Oswego	15 year	05/16/18	02/06/18		02/06/18
18-V-0312	Town of Lloyd		Ulster	15 year	05/17/18	01/17/18		01/17/18
18-V-0316	Town of Caton		Steuben	15 year	05/18/18	02/14/18		02/14/18
18-V-0341	Town of Sheldon		Wyoming	10 year	06/06/18	02/21/18		03/21/18
18-V-0342	Village of Mexico		Oswego	15 year	06/06/18	04/04/18		04/04/18
18-V-0343	Town of Ovid		Seneca	15 year	06/06/18	02/14/18		02/14/18
18-V-0344	Village of Port Byron		Cayuga	15 year	06/06/18	01/22/18		01/22/18
18-V-0348	Village of Bainbridge		Chenango	10 year	06/12/18	11/21/17		11/21/17
18-V-0374	Town of Elma		Erie	15 year	06/13/18	04/18/18		04/18/18
18-V-0375	Village of Newark		Wayne	15 year	06/13/18	05/15/18		05/15/18
18-V-0385	City of Tonawanda		Erie	15 year	06/26/18	04/03/18		04/03/18









Planning Board

TOWN OF POESTENKILL

38 Davis Drive / P.O. Box 210

Poestenkill, NY 12140

(518) 283-5100 Phone

(518) 283-7550 Fax

TO: Town Board Members

FROM: Planning Board

DATE: August 8, 2019

RE: Appointment of Donald Heckelman

At the August 6, 2019 meeting, the Planning Board requested a memo be sent to you indicating they would like Donald Heckelman re-appointed to the Planning Board. Thank you.



TOWN OF POESTENKILL

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Planning Board

PLANNING BOARD August 6, 2019 Minutes

Attendees:

Tom Russell, Chairman
Jeffrey Briggs
William Daniel
Harvey Teal
Steve Valente
Robert Dore

Non-Voting:

Robert Ryan, Esq.
Lynn E. Kane, Clerk

Absent:

Judy Grattan

Chairman Russell called the meeting to order at 7:30 pm with the Pledge of Allegiance and introduces the Members of the Board.

Public Hearings:

Luke Reiter
116.00-2-2.12

Minor Subdivision-2 lots
693 Blue Factory Road

The Secretary read the Public Hearing notice into the record. The Applicant wishes to subdivide the land of approximately 12.12 acres into a lot (Lot 1) of 5.515 acres and a lot (Lot 2) of 6.605 acres. The Applicants will sell the house and Lot 2, while maintaining ownership of Lot 1. The SEQRA portion of the public hearing began with Chairman Russell reading the Environmental Assessment Form (EAF) into record and the Board responded to all questions. Motion made by Member Teal that the proposed action will not result in any significant adverse environmental impact and that therefore, a negative declaration should be issued. Seconded by Board Member Daniel and was approved by a vote six (6) ayes; zero (0) nays; zero (0) abstentions.

Chairman Russell asks if any member of the public in favor of the application wishes to speak – there is none. Chairman Russell asks if any member of the public in opposition of the application wishes to speak – there is none. Chairman Russell closes the public hearing with “There being no further comments, the public hearing is closed.” Motion made by Member Briggs to approve the 2 lot Minor Subdivision. Motion was seconded by Member Dore and approved by a vote of six (6) ayes, zero (0) nays and zero (0) abstentions.

Resolution: 2 Lot Minor Subdivision approved.

Kenneth Hohman
126.00-3-14

Minor Subdivision-2 lots
329 Plank Road

The Secretary read the Public Hearing notice into the record. The Applicant wishes to sell the existing house and 2.36 acres (Lot 2) while retaining the rest of the property (Lot 1) for the foreseeable future. The SEQRA portion of the public hearing began with Chairman Russell reading the Environmental Assessment Form (EAF) into record and the Board responded to all questions. Motion made by Member Dore made a motion that the proposed action will not result in any significant adverse environmental impact and that therefore, a negative declaration should be issued. Seconded by Board Member Briggs and was approved by a vote six (6) ayes; zero (0) nays; zero (0) abstentions.

Chairman Russell asks if any member of the public in favor of the application wishes to speak. Neighbor Mr. Steve Valente said he has no issues with this application, that it is a real shame the Nature Conservancy allowed bad behavior on its property, adjacent to the Hohman property, to cause them to leave Town and that the Town Board should be ashamed that they allowed this behavior to happen. Neighbor June Butler and Town residents Harold Van Slyke and Dominic Jacangelo all spoke of being in favor of the application. Chairman Russell asks if any member of the public in opposition of the application wishes to speak. Town resident Dominic Jacangelo asked Chairman Russell where in the Code is a mill allowed in a Residential zone and is the mill on a residential lot? Chairman Russell stated there is nothing in the Code allowing or denying the use of a band-saw in the Town and that there are quite a number of residents with these types of saws. Further, he stated the band-saw/mill is portable. Member Valente asks Mr. Jacangelo how many of these band-saws/mills are there in the Town? Member Valente also asks if Mr. Jacangelo's problem is with mills in general or this mill in particular? Much discussion ensued. Attorney Robert Ryan stated that the use of the land would not delay the process of a subdivision and that the issue of the mill should be addressed at a future time. He also stated that the usual "Home Occupancy" provisions could not be used for future consideration as the mill would be on the property alone, with no residence to be accessory to. Chairman Russell closes the public hearing with "There being no further comments, the public hearing is closed."

Motion made by Member Daniel to approve the 2 lot Minor Subdivision with a condition that the easement for the water pipes be duly noted in all deeds filed. Motion was seconded by Member Dore and approved by a vote of six (6) ayes, zero (0) nays and one (1) abstentions by Member Valente.

Resolution: 2 Lot Minor Subdivision approved.

Robert Bayly
125.-1-37.1

Minor Subdivision-2 lots
Heritage Road

The Secretary read the Public Hearing notice into the record. Mr. Bayly's daughter is getting married in September and would like some property to build a home. He is giving her 2 acres of the 25 acres parcel. The SEQRA portion of the public hearing began with Chairman Russell reading the Environmental Assessment Form (EAF) into record and the Board responded to all questions. Motion made by Member Teal made a motion that the proposed action will not result in any significant adverse environmental impact and that therefore, a negative declaration should be issued. Seconded by Board Member Dore and was approved by a vote six (6) ayes, zero (0) nays, zero (0) abstentions.

Chairman Russell asks if any member of the public in favor of the application wishes to speak. Neighbors Don Heckelman and Harold Van Slyke spoke in support this proposed subdivision. Neighbors Mr. & Mrs. Cahill asked about specific location of house on new parcel and in what direction the house will face. Mr. Bayly showed them the location on the site map and states house will face Heritage Road. Also, Member Briggs states that any wetlands located on the property will remain within the larger, existing parcel. Chairman Russell asks if any member of the public in opposition of the application wishes to speak – there is none. Chairman Russell closed the public hearing with “There being no further comments, the public hearing is closed.”

Motion made by Member Daniel to approve the 2 lot Minor Subdivision. Motion was seconded by Member Valente and approved by a vote of six (6) ayes, zero (0) nays and zero (0) abstentions.

Resolution: 2 Lot Minor Subdivision approved.

Minutes: Meeting minutes of July 2, 2019 were reviewed. Corrections by Chairman Russell – second page, fifth line change “...natural dividing...” to “...natural dividing line.”, second page under Hohman, second line delete the word “The” from second sentence and change “...directly...” to “...directed...” in the sixth line and delete the “1” before Mr. Motion to accept the Minutes as revised was made by Board Member Teal, seconded by Board Member Daniel and approved by a vote of six (6) ayes; zero (0) nays and zero (0) abstention.

Public Comment Period:

Chairman Russell asked those in attendance if anyone has any comments they wish to share. There being no comments from the public, the public comment period was closed.

New Applicant:**Victor Gush**
124.-1.-5**Major Subdivision-8 lots**
614 NY 355 (Cooper Hill Rd)

Applicant Victor Gush was not in attendance but was represented by Nicholas Costa, PE of Advance Engineering & Surveying and business partner, Raymond Malley III. Mr. Costa gave the Board an overview of the proposed project, where the Applicant seeks to develop eight (8) single family home lots (total of 8.82 acres) parcel adjacent to the Vanderhyden Hall located on Rt. 355. He stated that each lot would have at least one acre, would connect to Town water which is readily available and would design on-site engineered septic systems with the approval of Rensselaer County Department of Health. Member Dore questions if there is enough space on Lots 7 & 8, where the terrain is very steep and there is a sizeable indentation, possibly where gravel and other materials have been removed. Mr. Costa does not know answer. Mr. Costa stated a sight distance analysis will be performed in conjunction with NYS Department of Transportation. Member Briggs discussed the location of wetlands on the property and the 100' buffer. Mr. Costa said the information shown on the plans was gathered from DEC database, not field conditions and site will be delineated by North Country Ecological Services. Member Briggs asked further on how site would be developed – strip all the trees, remove gravel and dirt and recounts unpleasant and disappointing interactions the Planning Board and the Town have had with other developers treating sites poorly during initial development. Also, Member Briggs stated he would like to see additional detail of the wetland buffer on the “inset” plan on top right corner of the site plan. Chairman Russell asked about plans and expectations for the site’s storm water drainage. Mr. Costa replied that Mr. Gush would be a good developer, whose goal is to build eight (8) single family homes (target market value unknown at this time) and may find it necessary to combine lots in order to comply with Town Code. Some aspects of review letter by Town Engineer, Tom Fields, were reviewed and Mr. Costa will address the remaining points of Mr. Field’s letter thoroughly with the Applicant. Town Code Enforcement Officer, Paul Barringer, inquired how the lots were to be developed – one at a time or all at once? Mr. Costa is uncertain. Paul reminded all that SWPPP would be needed for this project. Town resident Luke Reiter questioned the location of Town boundary with relation to this application – Town line directly abuts Lot #1.

Motion was made by Member Briggs to classify this project as an 8 lot Major Subdivision. Motion was seconded by Member Teal and was approved by six (6) ayes, zero (0) nays and zero (0) abstentions. Motion was made by Chairman Russell to schedule the SEQRA Public Hearing for Tuesday, September 3, 2019. Motion was seconded by Member Daniel and was approved by a vote of six (6) ayes, zero (0) nays and zero (0) abstentions.

Resolution: Schedule SEQRA Public Hearing for September 3, 2019.

Old Business: Summaries from Chairman Russell

Quail Meadow: Work on Phase II has started and after a meeting with Tom Fields, Toby Chadwick, Paul Barringer, Dominic Jacangelo and Kevin Kronau, it was determined that Mr. Kronau would follow a new procedural letter to cover road construction and utility activities with inspections by Town Highway Department personnel. Further, the cul-de-sac at the top of Phase 2 would be revised to accommodate the regular Town plow trucks instead of a pick-up and would be paved in its entirety.

Lochvue: There is an issue that will be discussed at the next Town Board meeting.

Cell Tower in Center Brunswick: Notice was received from Town of Brunswick about the possible placement of a Cell Tower off of Creek Road. No need for action, for informational purposes only.

Reflective 911 Address signs: Poestenkill Fire Department has the standard green with white numbers "911 address" signs available for a small fee. Chairman Russell stated he would like to see the use of these signs be made a "condition" to all new subdivisions approved in Town.

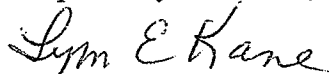
Organizational:

Reappointment of Donald Heckelman: Members Briggs, Teal, Dore and Chairman Russell all spoke of Mr. Heckelman's dedication and great service to the Planning Board. Motion was made by Member Valente to have Clerk Kane forward a memo to the Town Board to reappoint Donald Heckelman to Planning Board. Motion was seconded by Member Briggs and passed with a vote of six (6) ayes, zero (0) nays and zero (0) abstentions.

Clerk Kane reviewed the training requirements for Board Members, reviewed current training available from the Association of Towns and was requested to send out emails to the Members advising them of their current tally of 2019 training hours. Supervisor Jacangelo also reminded the Members that on-line training is available for free through our membership with the Association.

A motion to adjourn the meeting at 8:50 pm was made by Chairman Russell, seconded by Member Daniel and approved by a vote of six (6) ayes, zero (0) nays, and zero (0) abstentions.

Respectfully submitted,



Lynn E. Kane,
Planning Board Clerk



TOWN OF POESTENKILL

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Zoning Board of Appeals

ZONING BOARD OF APPEALS

August 13, 2019 Minutes

Attendees:

Paul Jamison, Chairman
Kevin McGrath
Tim Hoffay
Michael Colello
Susan Kalafut
Nicole Heckelman, Alternate

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

Public Hearing:

<u>Joseph Grieco</u>	<u>Area Variance – Square Footage</u>
125.5-4-14	12 Weatherwax Rd.

Clerk Kane read the Public Hearing notice. Chairman Jamison recounted that several Board Members have visited the site. Mr. Grieco provided the Board with an itemized list of tasks (thorough description) of his business, said list indicates no hazardous materials are used and a series of photos of the interior workspace was provided. After significant discussion, it is determined that the living space consists of 2,457 square feet and the business consists of 1,092 square feet. Chairman Jamison, with consensus of other Board Members, amended the application to indicate the change of square footage (from 1,554 sf to 1,092 sf) and change of percentage of area (to 45%). Further, Chairman Jamison stated that the Applicant would not be able to make any change in or to the house that would make it unsuitable for future use as a residence.

Chairman Jamison asked if anyone would like to speak in favor of the application. June Butler, Vice President of the Poestenkill Business Association stated she is in favor of the application and feels the business will be a good addition to the community. PBA Member, Harold Van Slyke, added he is also in favor of the application. Chairman Jamison asked if anyone would like to speak against the application. There was no comments.

Having no further comments from the Public, Member Colello made a motion to close the Public Comment portion of the Public Hearing. The motion was seconded by Chairman Jamison and was approved with a vote of five (5) ayes, zero (0) nays and zero (0) abstentions. Chairman Jamison made a motion for an area variance for 12 Weatherwax Road, to allow 1,092 square feet for a taxidermy business which is 45% of useable space, where 25% of total square feet or 500 square feet, whichever is less, is allowed per Code.

Motion was seconded by Member McGrath. All voting members completed the Area Variance Findings and Decision form for this application.

After considering all of the mandatory area variance factors, **Board Member Hoffay** voted to **approve** the variance giving the following reasons for this decision:

- 1) *Whether an undesirable change would be produced in the character of the neighborhood or detrimental to nearby properties.* – No, business conducted inside is small in volume.
- 2) *Whether the benefit sought by the applicant can be achieved by a feasible alternative to the variance.* – No, space is required for business conditions within.
- 3) *Whether the requested variance is substantial.* – Yes, 118% more area required that permitted.
- 4) *Would the variance have an adverse impact on the physical or environmental conditions in the neighborhood?* – No, the only concern was if chemicals were used and parking is not an issue.
- 5) *Whether the alleged difficulty was self-created. This fifth argument is not in and of itself grounds for denial.* – Yes, requesting Home Occupation.

After considering all of the mandatory area variance factors, **Board Member Colello** voted to **approve** the variance giving the following reasons for this decision:

- 1) *Whether an undesirable change would be produced in the character of the or detrimental to nearby properties.* – No. The business is quiet and by appointment only, with no increase in traffic and neighbors are ok with it.
- 2) *Whether the benefit sought by the applicant can be achieved by a feasible alternative to the variance.* – No. The home is the only issue and it would be too costly to move.
- 3) *Whether the requested variance is substantial.* – Yes. 118% variance is substantial – 1,092 sf where 500 sf allowed.
- 4) *Would the variance have an adverse impact on the physical or environmental conditions in the neighborhood?* – No, low traffic, no skulls or dangerous chemicals.
- 5) *Whether the alleged difficulty was self-created. This fifth argument is not in and of itself grounds for denial.* – Yes, Applicant could have applied before purchasing house and moving business in.

After considering all of the mandatory area variance factors, **Board Member McGrath** voted to **approve** the variance giving the following reasons for this decision:

- 1) *Whether an undesirable change would be produced in the character of the neighborhood or detrimental to nearby properties.* – No, there is no outward sign of business on property.
- 2) *Whether the benefit sought by the applicant can be achieved by a feasible alternative to the variance.* – No, using space available in house.
- 3) *Whether the requested variance is substantial.* – Yes, 45% of property used rather than 25% allowed.
- 4) *Would the variance have an adverse impact on the physical or environmental conditions in the neighborhood?* – No, there is no negative comments from the neighbors.
- 5) *Whether the alleged difficulty was self-created. This fifth argument is not in and of itself grounds for denial.* – Yes, business could be smaller or in another location.

After considering all of the mandatory area variance factors, **Chairman Jamison** voted to **approve** the variance giving the following reasons for this decision:

- 1) *Whether an undesirable change would be produced in the character of the neighborhood or detrimental to nearby properties.* – No, the business will not have any impact on the neighborhood aside from a small increase in traffic (a few visitors per month).
- 2) *Whether the benefit sought by the applicant can be achieved by a feasible alternative to the variance.* – No.
- 3) *Whether the requested variance is substantial.* – Yes. This is a very significant increase in the area compared to what is allowed, however the business activity is innocuous and not noticeable to the neighborhood. No permanent change to the property or structure.
- 4) *Would the variance have an adverse impact on the physical or environmental conditions in the neighborhood?* – No. Based on the process description, there will be no environmental impact.
- 5) *Whether the alleged difficulty was self-created. This fifth argument is not in and of itself grounds for denial.* – Yes, this is not a required change.

After considering all of the mandatory area variance factors, **Member Kalafut** voted to **approve** the variance giving the following reasons for this decision:

- 1) *Whether an undesirable change would be produced in the character of the neighborhood or detrimental to nearby properties.* – No. The business is contained within the existing structure, so no undesirable change is produced.
- 2) *Whether the benefit sought by the applicant can be achieved by a feasible alternative to the variance.* – No. The Applicant made a strong case to support the need for this Variance so that his business can flourish.
- 3) *Whether the requested variance is substantial.* – Yes. The requested variance is substantial.
- 4) *Would the variance have an adverse impact on the physical or environmental conditions in the neighborhood?* – No. The Applicant supplied a detailed list of the procedures and materials used in his shop, none of which was environmentally unsound.
- 5) *Whether the alleged difficulty was self-created. This fifth argument is not in and of itself grounds for denial.* – Yes. Applicant bought the property without fully exploring the current Code for restrictions for home businesses.

Chairman Jamison polled the members for their responses. Variances approved by a vote of five (5) ayes, zero (0) nays and zero (0) abstentions.

Resolution: Grant Area Variance to use 1,092 square feet for taxidermy business

Minutes:

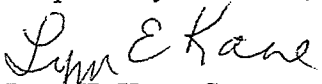
The minutes of the Board meeting on July 13, 2019 were reviewed. Chairman Jamison requested an additional comment be placed on page 1, line 16, after "...Mrs. Van Slyke is in favor of the fence...". Said additional comment to read "The Zoning Board of Appeals received a letter after the Public Hearing from Mrs. Van Slyke, disputing the claim by Applicant Anderson that she (Mrs. Van Slyke) was in favor of Ms. Anderson's application. Mrs. Van Slyke stated she was not in favor of the variance application." A motion to accept the minutes with the proposed amendment was made by Member Kalafut, seconded by Member Hoffay and approved by a vote of five (5) ayes, zero (0) nays and zero (0) abstention.

Old Business:

Clerk Kane reviewed the training hours requirement with the Board Members and advised them that on-line training is available for free at the NYS Department of State or at the Associations of Towns website

There being no further business, a motion to adjourn the meeting was made by Member Colello, seconded by Member McGrath and approved by five (5) ayes, zero (0) nays and zero (0) abstentions. The meeting was adjourned at 8:35 pm.

Respectfully submitted,


Lynn E. Kane, Secretary



TOWN OF POESTENKILL

38 Davis Drive / P.O. Box 210
Poestenkill, NY 12140
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Zoning Board of Appeals

ZONING BOARD OF APPEALS July 9, 2019 Minutes -REVISED

Attendees:

Paul Jamison, Chairman
Kevin McGrath
Tim Hoffay
Michael Colello
Susan Kalafut
Nicole Heckelman, Alternate

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

Public Hearing:

Christine Anderson
125.-1-47

Area Variance – Fence
609 Snyders Corner Rd

Public Hearing has remained open since June 11, 2019. Clerk Kane read the Public Hearing notice. Applicant Anderson reviews her request and presents additional photos of her yard. She states that the photos show the fence is nearly invisible during leaf season and that the placement of the fence is not directly across from the Van Slyke residence but rather only a small portion. Chairman Jamison asks if there are any comments from the audience in favor of this application. Neighbor Neil Anderson (and brother of Applicant) approves of her request for the fence. Neighbor Don Heckelman has visited Applicant's property, feels the extra two (2') feet of the fence will help reduce the noise and will fit in with the neighborhood. Neighbor Stacy Fazioli agrees that the traffic on the road has significantly increased, is very noisy and approves of the Applicant's request. Applicant adds that she took the additional photos to show the Board that the fence will only be partially visible to Mr. Van Slyke and that another neighbor, Robert Bayly, has signed her petition approving her request, bringing the total to 18 neighbors who have signed her letter of support. Ms. Anderson recounts the location of all the neighbors who have signed her letter of support and only Mr. Van Slyke does not support her request. She states that even Mrs. Van Slyke is in favor of the fence. (added from August 13, 2019 ZBA Meeting - Chairman Jamison requested an additional comment be placed on page 1, line 16, after "...Mrs. Van Slyke is in favor of the fence...". Said additional comment to read "The Zoning Board of Appeals received a letter after the Public Hearing from Mrs. Van Slyke, disputing the claim by Applicant Anderson that she (Mrs. Van Slyke) was in favor of Ms. Anderson's application. Mrs. Van Slyke stated she was not in favor of the variance application.") Further Ms. Anderson states the same type and height of fence is located at 645 Snyders Corner Road and she feels bad that Mr. Van Slyke doesn't care for the color or composition (he wanted an

open wooden fence). She can not maintain a wooden fence, tress/shrubs have in the past and will in the future die in front of the fence.

Chairman Jamison asks if anyone wishes to speak against this application. Neighbor Harold Van Slyke refutes his wife's support and stated the signatures on Ms. Anderson petition are not accurate. He could have had each of the signatories sign a letter of support for him but didn't want to do that. He stated that he was willing to compromise with a wooden fence but that he really doesn't want any fence as he will receive the negative effects of the fence. Not only will the proposed fence be unsightly, he will be subjected to increased noise levels. He disagrees with Applicant's assertion that shrubs will die as a row of tall shrubs or trees would be enough for Ms. Anderson's needs. Mr. Van Slyke feels very strongly that the Town Code is in place to protect the residents and that the Zoning Board of Appeals should follow the Code as written. Ms. Anderson replies that there are other fences in the Town that exceed six (6') feet, a noticeable example being the concrete wall located on Main Street. Further, trees and shrubs will either die or will grow to a point where their removal would be necessary, and she can't physically or financially deal with this. The fence project is very expensive, and she has saved up for a long time to have it. Ms. Anderson also apologizes if she misunderstood Mrs. Van Slyke's comment. Mr. Van Slyke counters with comment that hedges would grow just fine. Member Hoffay asks if fence company will work with Ms. Anderson on cost of the fence. Ms. Anderson says no, that company is calling looking for payment. Members Colello reads the Code to the audience and says he is worried that if this variance is granted, it will set a precedent for other requests. He asks if she is willing to move the fence back to not need the requested variance and Ms. Anderson says no, she would lose over 1,200 square feet of her yard if she did. Member McGrath also discusses the slight slope in the front yard. Chairman Jamison says that compromises between the neighbors have been discussed without a consensus. He further notes that there are no safety issues for traffic and that the Zoning Board of Appeals could grant this variance without concern of setting a precedence. Member Kalafut suggests a perennial like English Ivy would grow well, eventually covering the fence and would help Mr. Van Slyke. Member McGrath states that the fence would not be visible due to the existing vegetation. Town Board Member June Butler suggests checking with the fence company for artificial coverages like the ivy. Chairman Jamison states Board can make the planting of covering plants be a condition of the Resolution.

Having no further comments from the Public, Member Kalafut makes a motion to close the Public Comment portion and motion was seconded by Member Colello and was approved with a vote of five (5) ayes, zero (0) nays and zero (0) abstentions. Chairman Jamison made a motion for an area variance for 609 Snyders Corner Road, to allow the construction of a six (6') foot privacy fence in front of her home, where four (4') foot is allowed per Code, with the condition of screening in front – that the Code Enforcement Officer will review and approve this condition. Motion was seconded by Member Hoffay. All voting members completed the Area Variance Findings and Decision form for this application.

After considering all of the mandatory area variance factors, **Board Member Hoffay** voted to **approve** the variance giving the following reasons for this decision:

- 1) *Whether an undesirable change would be produced in the character of the neighborhood or detrimental to nearby properties.* – No, adequate tree line and proposed fence concealment.

- 2) *Whether the benefit sought by the applicant can be achieved by a feasible alternative to the variance.* – No, sound and privacy concerns.
- 3) *Whether the requested variance is substantial.* – Yes, 33% higher.
- 4) *Would the variance have an adverse impact on the physical or environmental conditions in the neighborhood?* – No, as proposed no adverse impact.
- 5) *Whether the alleged difficulty was self-created. This fifth argument is not in and of itself grounds for denial.* – Yes, place the fence within the 25' setback.

After considering all of the mandatory area variance factors, **Board Member Colello** voted to **approve** the variance giving the following reasons for this decision:

- 1) *Whether an undesirable change would be produced in the character of the or detrimental to nearby properties.* – No. The neighbor claims the fence will produce an undesirable view from his home when vegetation dies, with added ivy or vines, we will eliminate some brightness.
- 2) *Whether the benefit sought by the applicant can be achieved by a feasible alternative to the variance.* – No. She has tried trees several times without success, 6 foot will provide privacy.
- 3) *Whether the requested variance is substantial.* – Yes, 33% substantial for 4 ft. to 6 ft.
- 4) *Would the variance have an adverse impact on the physical or environmental conditions in the neighborhood?* – No, with changes, no impact.
- 5) *Whether the alleged difficulty was self-created. This fifth argument is not in and of itself grounds for denial.* – Yes, 6' fence can be built if she would move it back.

After considering all of the mandatory area variance factors, **Board Member McGrath** voted to **approve** the variance giving the following reasons for this decision:

- 1) *Whether an undesirable change would be produced in the character of the neighborhood or detrimental to nearby properties.* – Yes, neighbor directly across from the fence would be adversely impacted if no mitigation is put in place.
- 2) *Whether the benefit sought by the applicant can be achieved by a feasible alternative to the variance.* – Yes, fence can be the required 4' fence or be moved back an additional 12'-15'.
- 3) *Whether the requested variance is substantial.* – Yes.
- 4) *Would the variance have an adverse impact on the physical or environmental conditions in the neighborhood?* – No, other neighbors don't have any objections.
- 5) *Whether the alleged difficulty was self-created. This fifth argument is not in and of itself grounds for denial.* – Yes, fence is not required as proposed.

After considering all of the mandatory area variance factors, **Chairman Jamison** voted to **approve** the variance giving the following reasons for this decision:

- 1) *Whether an undesirable change would be produced in the character of the neighborhood or detrimental to nearby properties.* – No, with the addition of the condition that screening be added, there should be no change to the character of the neighborhood. There is no safety issue, and the fence is minimally visible in the summer due to the screening from the roadside trees. Added evergreen screening will eliminate the visibility issue during the winter months.
- 2) *Whether the benefit sought by the applicant can be achieved by a feasible alternative to the variance.* – Yes. There are several possible alternatives, such as moving the

fence further from the property line or choosing a different type of fence to minimize visibility.

- 3) *Whether the requested variance is substantial.* – Yes, the fence is 50% high than permitted by Code.
- 4) *Would the variance have an adverse impact on the physical or environmental conditions in the neighborhood?* – No. I would not expect any impact on the physical or environmental conditions. The issue of reflected sound was raised by a neighbor, but it is difficult to assess the validity of this concern. What seems clear is that any negative impact on the neighbor will be slightly less than the benefit to the applicant in this regard.
- 5) *Whether the alleged difficulty was self-created. This fifth argument is not in and of itself grounds for denial.* – Yes, this is a desired, not required change, and the applicant purchased the fence without consideration of the consideration of the Code requirements that apply to it.

After considering all of the mandatory area variance factors, **Member Kalafut** voted to **approve** the variance giving the following reasons for this decision:

- 1) *Whether an undesirable change would be produced in the character of the neighborhood or detrimental to nearby properties.* – No. Applicant presented a letter with a number of neighbors' support. Only one neighbor presented objections while 18 supported application.
- 2) *Whether the benefit sought by the applicant can be achieved by a feasible alternative to the variance.* – Yes. While there are alternatives, Applicant already purchased the fencing which requires the least maintenance.
- 3) *Whether the requested variance is substantial.* – Yes, it is substantial.
- 4) *Would the variance have an adverse impact on the physical or environmental conditions in the neighborhood?* – No. The fencing is behind trees and with the conditions put forth to include cover for the fence, impact is minimal.
- 5) *Whether the alleged difficulty was self-created. This fifth argument is not in and of itself grounds for denial.* – Yes. Choice to purchase fence not realizing Code challenges.

Chairman Jamison polled the members for their responses. Variances approved by a vote of five (5) ayes, zero (0) nays and zero (0) abstentions.

Resolution: Grant Area Variance for 6' Fence in front of house.

Joseph Grieco
125.5-4-14

Area Variance – Square Footage
12 Weatherwax Rd.

Secretary read the Public Hearing notice. Chairman Jamison reviewed the Code and states that a SEQRA review is not necessary for an Area Variance. Further, Chairman Jamison reviews that the Planning Board sent this application as a Home Occupancy I, where the use is incidental to residing there. As the request is to use more than 1,500 sf with less than 1,000 sf for residential use, Chairman Jamison questions if the business is incidental. There is some discussion whether this application should be listed as "light industry". Town Board

Member June Butler questions if it is possible to separate the work spaces into different categories, i.e. the basement as Class I and the Garage in Class II? Chairman Jamison responds no. Chairman Jamison asks if there is anyone who wishes to speak for or against this application? Neighbor Dave Anderson of 10 Weatherwax Rd. states he has no problem, that there will be no additional traffic, no environmental concerns and the residence and property look so much better than it has in the past seven years. A man in the audience questions if there are two issues, i.e. type of business and amount of space for business. Chairman Jamison explains the amount of area is the issue to be considered. Mr. Grieco states that his business falls into the Home Occupancy I category. Neighbor Mrs. Boggs (lives directly next to garage) states there is no disruption, that the Griecos are good neighbors and that she is ok with the proposed use. Member McGrath reads the comment form the Rensselaer County Economic Development and Planning office, questioning how materials will be disposed of. Mr. Grieco explains that for fish and small game, he disposes the innards in the garbage and for bigger pieces such as deer, he gets only the head (after the butcher) and sends the head to the off-site tannery. Member Kalafut questions if there are hazardous materials and if so, what are they. Mr. Grieco says there are no hazardous materials. Mrs. Grieco addresses that some of the space designated for the business is actually common area, such as the office and storage of household items in both the garage and basement. Member Hoffay recounts his recent visit to the site and says the business site is very understated, looks just like other houses in the neighborhood, that Mr. Grieco is only using the basement and garage and has need for separate areas for separate tasks. There are no negative comments made from the audience.

Chairman Jamison requests that Mr. Grieco give the Board an itemized list of tasks (thorough description) of his business, with a list of all chemicals (MSDS to be provided) and Applicant is to more thoroughly calculate actual square footage needed, for review at the August 13, 2019 meeting of the Zoning Board of Appeals and suggests the Public Hearing be held open until that date. Fellow Board Members all agree.

Resolution: Public Hearing is held open until August 13, 2019

Minutes:

The minutes of the Board meeting on June 11, 2019 were reviewed. A motion to accept the minutes was made by Member Kalafut, seconded by Member McGrath and approved by a vote of five (5) ayes, zero (0) nays and zero (0) abstention.

Old Business: None

There being no further business, a motion to adjourn the meeting was made by Member Colello, seconded by Member Hoffay and approved by five (5) ayes, zero (0) nays and zero (0) abstentions. The meeting was adjourned at 9:05 pm.

Respectfully submitted,
Lynn E. Kane, Secretary

7:07 PM
07/31/19
Accrual Basis

Poestenkill Fire Company Custom Summary Report July 2019

	<u>Jul 19</u>
Expense	
Building Maintance	
Cleaning Supplies	170.33
Main Station	62.75
Refuse	169.73
Total Building Maintance	<u>402.81</u>
Electric	
East Poestenkill	22.70
Main Station	21.02
Total Electric	<u>43.72</u>
Equipment	
New Equipment	800.00
Repair & Maintance	1,523.30
Total Equipment	<u>2,323.30</u>
Fire Trucks	
Fuel	360.74
Repair & Maintance	1,442.82
Total Fire Trucks	<u>1,803.56</u>
Funerals	75.00
Internet & Phone	112.20
Liquor License	75.00
Medical Supplies	52.08
Memorial Donation	20.00
Office Supplies	118.99
Physical Fitness	53.98
Porfessional Services	805.00
Security Alarm	65.00
Solar	316.87
Telephone	
Main Station	91.64
Total Telephone	<u>91.64</u>
Training	360.36
Total Expense	<u>6,719.51</u>
Net Income	<u><u>-6,719.51</u></u>



Planning Board

TOWN OF POESTENKILL

38 Davis Drive / P.O. Box 210

Poestenkill, NY 12140

(518) 283-5100 Phone

(518) 283-7550 Fax

TO: Town Board Members

FROM: Planning Board

DATE: July 16, 2019

RE: Appointment of Donald Heckelman

At the July 2, 2019 meeting, the Planning Board requested a memo be sent to you indicating they would like Donald Heckelman re-appointed to the Planning Board. Thank you.



Department of Taxation and Finance

OFFICE OF REAL PROPERTY TAX SERVICES

MEMO

TO: Municipal Clerks

FROM: Dave Ange

SUBJECT: Reporting Assessor Appointments and Reappointments

DATE: July 22, 2019

As you may know, appointed assessor terms expire September 30, 2019 in New York State. The next term will begin October 1, 2019 and end September 30, 2025.

Once your municipal board has made its appointment, please use the ***attached form*** to report their decision to us. Send the form via:

- email to colleen.sheehan@tax.ny.gov, or
- fax to (518) 435-8628.

Note: Disregard this memo if you have already reported appointment or reappointment information to our Educational Services Unit.

Minimum qualifications

There are minimum qualifications to be appointed as an assessor. If your municipality appoints a new assessor, you must submit Form RP-3006, *Application for Qualifications Review*. Form RP-3006 is not necessary if you reappoint an assessor whose qualifications have been previously approved.

For more information, see [Qualifications: Sole Appointed Assessors](#).

cc: Town Supervisor or City Mayor



**Department of
Taxation and Finance**

2019 Assessor Appointment and Reappointment Information

Date of appointment: _____

Please check one: *New assessor* *Re-appointment*

Assessor's Name:	
Town/City of:	
Official Street Mailing Address:	
Post Office Box:	
City/Town & Zip Code:	
Official E-mail Address:	
Work Phone (include area code):	
Town/City Clerk's Contact Info:	

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 18th day of July, 2019.

LOCAL LAW NO. 3 OF 2019

TO ENACT PARKING RESTRICTIONS ON TYMESON ROAD

WHEREAS, the Town Board of the Town of Poestenkill has taken notice of traffic conditions on Tymeson Road that are dangerous to residents' health and safety; and

WHEREAS, the Town Board has investigated such conditions and determined that a parking regulation will ameliorate and hopefully eliminated such conditions as they pose dangers to residents, particularly children on that road;

NOW, BE IT THEREFORE RESOLVED, that Local Law 4 of 2019 shall be denominated the "TYMESON ROAD PARKING PROHIBITION LAW OF THE TOWN OF POESTENKILL": and be it further

RESOLVED, that once duly passed this Local Law shall be transmitted to the New York State Department of State for filing.

SECTION 1. TITLE

This chapter shall be cited and may be hereafter referred to as the "Tymeson Road Parking Prohibition Law of the Town of Poestenkill."

SECTION 2. LEGISLATIVE AUTHORITY, INTENT AND PURPOSE

Pursuant to the authority conferred by Vehicle and Traffic Law § 1660(a)(18) and Town Law § 130(7)(a), a town board may prohibit, restrict or limit the stopping, standing or parking of vehicles on town roads. It is the intent and purpose of this local law to enhance the safe use of Tymeson Road in the Town of Poestenkill and to facilitate the safe and unobstructed passage of vehicles and equipment as well as the safety of children along the road by prohibiting the parking of vehicles at any time in the Town's right of way on Tymeson Road.

SECTION 3. PARKING PROHIBITED

It shall be unlawful to park any vehicle on either side of Tymeson Road along its full length from its beginning at Bermas and Swankey Roads to its southern terminus.

SECTION 4. PENALTIES FOR OFFENSES

In addition to any penalty contained in any other provision of law, any violation of this local law shall render the owner of the unlawfully parked vehicle subject to a fine not to exceed Fifty Dollars (\$50.00). In addition, the vehicle may be towed to a facility authorized by the Town of

Poestenkill, and the vehicle owner shall be liable for any and all town and storage charges thereby incurred.

SECTION 5.

This local law shall become effective immediately upon its adoption by the Poestenkill Town Board and subsequent filing with the New York State Department of State.

MOVED BY: _____

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

SECONDED BY: _____

VOTED UPON AS FOLLOWS:

Councilwoman June Butler: _____

Councilman David Hass: _____

Councilman Harold Van Slyke: _____

Councilman Eric Wohlleber: _____

Supervisor Dominic Jacangelo: _____

TOWN CLERK'S MONTHLY REPORT

Town of Poestenkill, New York

JULY 2019

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:	\$ 11.59
	Marriage License @ \$ 7.50	\$ 7.50
	Marriage Certificate @ \$ 10.00	\$ 10.00
A1255	Total Town Clerk Fees	\$ 29.09
	Peddler's Permit	\$
A1289	Registrar	\$
A2655	Minor Sales – Copies (certified copy) –	\$ 10.00
A2544	Local Fee for Dogs	\$ 86.00
A2115	Planning Board Fees - \$3,756.37 ZBA Fees - \$	\$3,756.37
A2555	Building Permits	\$ 635.00
A2501	Junkyard License	\$
A2268	Impoundment fees	\$
A2720	Water Meter Fee - Water Benefit Charge - \$	
A2240	Misc. Water Charges -	\$
A2706	Summer Camp (CREDIT CARD)	\$ 2,817.34
A2710	Water Permit Fee - \$	\$
1001	Water Billing - \$ 13,089.26	\$
	TOTAL WATER CHARGES	\$13,089.26
	REVENUE TO SUPERVISOR	\$20,423.06
	Amount paid to State Comptroller for Games of Chance License	\$
	Amount paid to DEC for Conservation Licenses	\$ 198.41
	Amount paid to AG & Markets for fee for unsprayed/unneutered Dog program	\$ 22.00
	Amount paid to State Health Dept. for Marriage Licenses	\$ 22.50
	TOTAL DISBURSED	\$ 242.91
	August 5, 2019	\$
	Dominic Jacangelo, Town Supervisor	
	TOTAL AMOUNT RECEIVED BY CLERK	\$20,665.97
<p>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 July Fees the application and payment of which are otherwise provided by law subscribed and sworn to before me this 5th day of August 2019.</p> <p align="center"><i>Susan Horton</i></p>		



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 JULY 2019

The month of July was busy with deed reviews and basic resident requests.

We are currently starting an office reorganization project to simplify use and reduce excessive and outdated storage.

The changes to the STAR Program continue to confuse us and the residents. The State sent us a list asking for exemptions to be changed after the Tentative Roll was completed. This is not allowed per Real Property Tax Law. This office, as well as almost all others in the County, chose not to change our Roll based on these lists.

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 Department
P.O. Box 210
Poestenkill, NY 12140

Memorandum

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

From: Robert Brunet, P.E. / Water Manager *RJB*

Date: August 6, 2019

RE: Monthly Activities (July-August)

Monthly Activities – (July-August)

811 Report:

All 811 Dig Safe daily requests were received and responded to appropriately and in a timely fashion. The volume of requests is approximately 6 to 7 locate and markout requests per week.

Water Report:

From an overall viewpoint--- everything is going well, except unaccounted for water.

Our Income Budget for 2019 is \$368,000 and @ July 20,2019 we have already taken in \$305,910.72. Additionally, we have spent only a small portion of our Expense Budget thus far this year. Based upon the seasonality influences on Income and Expenses, we are in good shape and I expect that we will meet our budget projections.

Normal maintenance is being performed as required. Additionally, we have been investing a significant effort on updating and maintaining our water facilities. We have upgraded our efforts at leak locating, beginning with fire hydrant leakage. Our next step is to focus on possible “trouble sectorization” and on our curbstops, with the belief that the prime leakages are on the residents’ side of the curbstops, between the curbstops and the meters, an area of the system which is not monitored. If the leakages are found there, the repair is the responsibility of the homeowner, but it is up to us to identify the leaking facility. Incidentally, we have not ruled out possible water theft as contributing to

our lost water; the more we analyze the pattern of water loss, the more concerned we are of theft of water! For example, on one day for no apparent reason the water pumped is 20,000 gallons more than the day before or the day after; this is not due to filling the tank. This is going to be a real “bear cat” to identify!

I have contacted the NYRWA (New York Water Association) to enlist their aid in this lost water problem. NYRWA helped us once before, **at no cost to the Town**, and we were pleased with their help. At our request, **Mr. Rich Winters, one of the NYRWA “Circuit Riders”**, once again came to Poestenkill on Monday, on 7/15/2019, to perform leak detection testing (**at no cost to the Town**). Rich and I spent the better part of one and a half days using a “home developed” leak detection method, based upon elevation and pressure calculations to find leaks. This methodology first determines the geographical area of the leakage and we then test individual curbstops (within the identified leakage area) to verify and determine the specific leak location. The result was that we found one large leak at 12 Furry Road, estimated to be leaking over 5,000 GPD (gallons per day); this leak was determined to be on the customers side of the curbstop and was therefore the customers responsibility to repair. I contacted the owner and gave him one week (per our Town Water Code) to repair the leak at his expense before we turned his water off. His contractor dug up the defective service line and repaired the line the very next day, under our inspection. This is the second service line leak which we have recently identified. Both of these defective service lines has been repaired, under our inspection, at the owners expense. Collectively, these two leaks were estimated to be leaking over 10,000 gpd.

I have contacted Rich Winters and he has agreed to come to Poestenkill again, **at no cost to the Town**, to work with me on August 14th to further our leak locating efforts.

We will periodically discuss results as we progress in our leak detection efforts.. **This leak detection effort is our prime focus of attention in the Water Department** and I fear will take considerable time and dedication to locate and fix the problems.

On Saturday, 7/6/19, and also on Sunday, 7/7/2019 we installed one air conditioner at Town Hall (the Assessors’ office) and completed one installation in another office. This required building out the opening, insulating the opening, installing and plastering and painting, caulking, and fitting appropriate plywood covers. Additionally, it was required to “winterize” the outside of one unit (including constructing and installing a metal “drip edge”) so that no water would enter and rot the building structure.

We repaired a defective street valve box at Lochvue, saving the Town approximately \$800. We then placed macadam around the repaired street valve to protect it from plows during the winter. Also repaired another defective street valve at the tank on Hinkle Road and placed macadam around the repaired street valve to protect it from plows during the winter, again saving the Town costs of repairs by contractors.. These repairs are necessary because the street valves tend to “rise” from the original elevation in the street and then become susceptible to being broken by plowing during the winter; constant inspection and vigilance and repairs are essential.

Completed preparation and submission of report required by the RCDOH for 2017, 2018 and 2019 on the Lead / Copper Rule (as result of NYSDOH audit of the RCDOH records).

Performed required NYSDOH functions for our system; for example, take daily (7 days per week) water data at pump house, add chlorine as required, and test water sample at Town Hall. This information is then entered into the NYSDOH 360 REPORT on a daily basis.

On July 1st and August 1st took water samples at Town Hall and delivered to Bender Labs for coliform testing as required by the RCDOH and NYSDOH.

Received the 1st and 2nd quarter THM and Haloacetic test results from Bender Labs which were all satisfactory; I took the NYSDOH required 3rd quarter THM and Haloacetic samples, both at the Firehouse and at Town Hall and delivered these water samples to Bender Labs for analysis..

Worked with a prospective home buyer to determine feasibility of an “out of district” water service connection on Pleasant Hill Drive, just off Hinkle Road.

Worked with two residents who are selling their homes and were required to pay the incremental water usage charges from 6/30/2019 up to their closing dates. Our procedure saves the old owner and the new owner “final read” charges and also “turn off and turn on” water charges; it also allows for readily updating our computer system for future billings.

On July 18th I attended the Adirondack Water Association Summer training session in Latham; subject material included the Mueller Hydrant operation and repairs and other miscellaneous water operation issues.

I verified and approved our six month payment to Brunswick for water used from 12/31/18 to 6/3/19. This is approximately 8% more water than used during the same period last year; some of the increased amount is due to usage by new resident “hookups” and, I believe, some is due to our unaccounted-for water.

On July 31st met with Rick Catuccio, Ferguson Waterworks Field Representative, to ensure availability of water system items required for field operations.

I completed taking the second quarterly resident usage readings for billing purposes. Sue Horton has prepared and sent out the water bills to our residents. This process was the best that we ever had and, in my experience, was largely due to the

improved data and the fixing of a BAS computer problem; Sue Horton did a great job and my “thanks” to Sue.

We are continuing, now that the weather is good, to wire brush and paint some of our facilities to keep them in good condition.

On Saturday, July 20th We picked up 20 gallons of 12.5% sodium hypochlorite from Agway for daily use at pump station.

On Sunday, July 14th, at 5:45 AM, the Sensaphone (ACU) Automatic Calling Unit phoned me to notify me of a problem at the pump station. Upon arriving at the pump station it was determined that a power failure (National Grid) had occurred. I checked everything out and reset appropriate settings; all is ok.

As a result of the aforementioned commercial power outage, the heavy duty generator plug experienced a carbon buildup and shorted out the heavy duty plug which affected the GFI outlet in the pumphouse, thereby rendering the ACU inoperative. We replaced the heavy duty plug and reset the GFI outlet. The ACU is now operating properly.

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

Performed work on our “Hydrant Maintenance Program” (exercising, lubricating, flushing, etc.).

On Saturday, July 27th, cleaned brush and small trees from around the tank on Hinkle Road.

We performed the monthly 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 5 KW generator used for field emergency issues. As a result of this preventative maintenance effort, we uncovered a unit in need of repair, the crankcase heater unit. This unit is needed in order to properly operate the generator. We have ordered the replacement unit and will perform the installation when we receive it.

On Sunday, July 28th and August 4th got parts and completed work on two outside Town Hall floodlights. Replaced one switch (in the building), replaced bulbs with high efficiency LED bulbs, and also replaced the lower floodlight (outside the building). Both lights are now working properly. the upper light will come on at night and go off in the morning automatically. The lower light is “motion activated” and will come on when someone walks in front of it.

Working on the Quail Meadows and the Lochvue subdivision issues, mostly involving water service connections to new residences. The Quail Meadows Phase 2 Subdivision water installation will be discussed later in this report.

Prepared and Submitted required NYSDOH Monthly 360 Report and Bender Labs reports to the RCDOH. All Bender Lab results for the month were satisfactory.

Inspected 4 new water system installations at several times during the installation process and performed the final inspection when the water meters were installed.

Issued 4 new permits for connection to the Municipal Water System.

Handled appropriate customer billing issues; all were positively resolved, and the residents paid their outstanding bills.

Sue Horton worked with Mike Noble and with the Mueller people to solve a long standing software issue in the Mueller software system which has impeded our ability to properly read the quarterly meter data for billing purposes; my congratulations to Sue on a fine job!

Worked on various Town Undertakings and problems (ie: various subdivision issues, for example) and special situations such as the home at 63 Snyders Corner Road which had a tree fall on its dormer.

Issued the final 2019 "out of district" user bills to residents for payment by September 1st.

Worked with other groups on special studies such as **Subdivision Issues-Water District requirements and Drainage District establishment requirements (Town Laws 111-DRAINAGE DISTRICTS, 195-SUBDIVISION OF LAND and 220-WATER), These Town Laws are very important and should be adhered to!**

QUAIL MEADOW SUBDIVISION-PHASE 2: We are working with Kronau Construction on the design, installation, and acceptance testing and inspections of the water system for Phase 2. Held meetings with Ron Brock (Kronau Construction) to review and discuss specific installation and testing standards required for the Phase 2 water installation at Quail Meadows, both the water mains and the curbstop installations to individual homes, as well as the hydrant installations. The Town has already received the final payment of \$2,000 from Kronau for the services which we provide on Phase 2. This work will last approximately 6 months. The process involves first constructing the main pipe, pressure testing it, perform chlorination for disinfecting it, having Bender Labs test the pipe (twice) for safety purposes, and then installing the line from the main pipe to the curbstops for individual homes. The present status is that the main pipe has been fully tested and inspected for pressure, has been chlorinated, and has also passed the Bender Labs

testing; the service lines are presently being installed and four are now completed. I will keep you informed of progress.



TOWN OF POESTENKILL

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

August 13, 2019

To: Dominic Jacangelo
Town Board members

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

Re: July 2019 work activities

My work hours for the month totaled 60 1/2. Fees collected through this office totaled \$710. Fees included 1 Level 1 alteration and 1 level 2 alteration, 1 enclosed porch addition permits, 1 demolition permit, 1 garage permit, 3 mail requests for title search companies, 2 roof replacements, 1 repair permit for structural damage caused by a storm, and 1 renewal of existing permits.

Activities included:

- Response to a residence due to a heavy storm causing tree to fall on house on Snyders Corners Rd. with follow up. Note: due to lack of cell service at the time of the storm, mutual aid response was required from Town of Sand Lake C.E.O.
- 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 2018 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. Additional update: The area of the collection of the debris, both acceptable and unacceptable materials, has been bulldozed over and buried as well as left uncovered. The area of soil disturbance potentially is greater than 1 acre, a violation of MS4 regulations. Waiting for the weather to break to confirm. In addition, a conversation for an update with DEC Materials Division indicated they are still in the investigation stage for the operation possibly violating a previous consent order. Status update: The owner called inquiring about the status of his junk yard permit. I informed him that he must be in compliance to DEC regulations and town regulations prior to the issuance of the permit and a full review of his operation is required. Mr. Cooper maintains the junk yard is a separate parcel and therefore a separate operation and shouldn't be impacted by the potential dumping violations. Further review of the file related to his claim shall take place prior to the lifting of the CEASE AND DESIST ORDER. UPDATE: A review thus far does not support owner's claim that the junk yard operates as a separate parcel. Still reviewing operation with DEC assistance. UPDATE: DEC phoned and attempted to schedule their review of the operation with my assistance. Tentative appointment but Mr. Cooper failed to confirm the appointment and DEC will be researching their legal options for access to the premises. Mr. Cooper came into the office and became confrontational with Lynn Kane and threatened legal action due to the withholding of the annual junkyard permit due to non-compliance to Town regulations and DEC regulations. UPDATE: DEC scheduled the appointment on July 25. Status same, awaiting determination from DEC to proceed. The salvage yard owner has violated Town regulations for the type of waste deposited (concrete, railroad ties, and framing lumber) and covered. No permits were ever obtained. In addition, the owner has taken cars for storage that may be operational and cars that do not appear to be operational which may be in violation of his permit status. At this time, I am deferring to DEC for their review of the operation.

- Reviewing town ordinance related to above and sending letters to known violators reminding them of the ordinance with the goal of voluntary compliance. One eviction letter was sent to a homeowner related to the above and the occupation of the rental unit that has not received a certificate of occupancy for the building permit that had expired. There is also evidence of a change of use of the structure located within the

hamlet. Update: at the time of this report, no response has been received from the violators except one. Will follow through by next month's meeting. At this time, the owner has not responded to the letter and formal proceedings will begin with the posting of the property and citation issued.

STATUS UPDATE: No correspondence have been received from either property owner. Next stage is scheduling court appearances.

STATUS UPDATE: Owner appeared in Town Court where an agreement was reached for compliance. The apartment was vacated as ordered due to the absence of a Certificate of Occupancy. The owner requested a compliance date of 6/20.

STATUS UPDATE: Owner is continuing to clean up the property but evidence of commercial operation prohibited by Zoning exist whereas the owner needs to apply for an SUP.

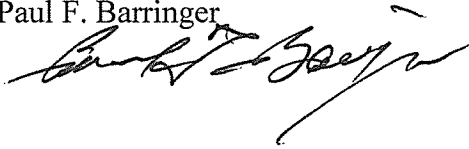
- Investigated two complaints where and an excessive number of unregistered motor vehicles are stored on the premises in violation of the NYS Uniform Building and Fire Code. One location has reportedly been allowing vehicles to be stripped of parts. In addition, the location may have illegally occupied a 2nd floor room over the garage. I met with this owner who stated he will be removing the vehicles within 60 days and will arrange for an inspection of the premises for compliance. I spoke with the owner of the other location and he initially indicated he will not be complying with the code. Further updates to follow. UPDATE: Some vehicles have been removed but one new vehicle was placed on the property. Follow up inspection will come during July with report to follow. UPDATE: No follow up with the owner took place. The apartment above the garage still appears to be occupied.
- 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. With the assistance of Lynn Kane, permits have been reviewed, phone calls and/or letters have been made/sent with a small degree of success. Fourteen building permits were closed during the month of July; seven received a Certificate of Occupancy and seven received Certificate of Compliance. See attached list.
- There are 6 existing open building permits for new house construction. Three of the houses are long term projects with extensions. One house is 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. UPDATE: Status is same as last month except the building permit for the house for sale has not and will not be renewed. Met with contractor for buyer at the house to note construction deficiencies. There is one open building permits for an addition and 1 pole barn (permit extended 9/18) that are under review for compliance awaiting required documentation to close out the building permit. Onsite inspections have taken place for compliance to the building code.

- **MS4:** Soil disturbance was observed at Quail Meadows; weekly reports have not resumed. Developer was notified via phone. Developer was reminded he was not in compliance with his SWPPP due to lack of inspections. He responded that he had hired a new inspector, but the inspector has not communicated with this office. **Owner/Developer hired new inspector and weekly reports have resumed. Engineer has identified deficiencies to be corrected but at this time, no plan by the owner/developer has been submitted.** No disturbance noted at Lochvue however weekly reports have resumed and deficiencies have been noted each week without any corrections from the developer. A letter was sent to the owners of the above developments about compliance to the SWPPP plans on file. No building permits will be allowed on sites where deficiencies have been identified and have gone uncorrected. Each developer provided the required MS4 contractor training certificate. Lochvue developer has expressed his wishes to have his inspections go to monthly instead of weekly due to the lack of activity. This office notified the inspector and the developer that as long as deficiencies are present, weekly inspections are required. Some progress for compliance noted but the developer's inspector has still identified deficiencies.
- Attended bi-monthly meeting with other Rensselaer Co. MS4 communities, CDRPC representatives, and DEC representatives.
- As FEMA Floodplain manager, there has been an increased review of projects to determine if compliance to FEMA regulations is required. One such location has been identified as a potential FEMA floodplain and DEC designated wetland. Requirements for permits are increased due to regulations. In addition, construction equipment is being stored on the premises in a zoned residential area. The property owner has been given documents to be completed for his operation and to be in compliance to DEC, Army Corps of Engineers, and FEMA regulations as well as town regulations. The owner had not responded for this report. A separate updated report will be provided for the meeting. **Summary of the report: Due to the property location, there is the potential for the project to violate DEC and FEMA regulations. In addition, the owner mentioned in his application to the Planning Board a future project that may require further review of the soil that owner wishes to bring in for fill. As of this report, no delineation document of the wetland has been received by this office. UPDATE: The owner was reminded that a delineation report is required for any projects on the property. Construction equipment remains. The owner will be reminded he needs to apply for an SUP for the equipment to remain.**
- Fielded a number of phone calls inquiring about building code compliance for future projects from town residents.
- One business had been contacted to schedule an inspection as required by the NYS Building and Fire Code and waiting for a response from the contact person. No change in status. A fire inspection of the Candyland

was scheduled for the first week of July. Report to appear in September report.

- A visit was made to 20 Tymeson Rd. for a check on compliance to Property Maintenance issues initially made in October 2018. Found the premises were in worse condition than the initial visit. A letter of violation was issued with compliance expected in 30 days of receipt of the letter. If all of the terms of the letter are not met, a court date will be scheduled. **UPDATE: A follow up visit was made to the premises due to a complaint about a swimming pool erected on the premises. No building permit. A resident became confrontational and blocked my exit from the area with a vehicle being parked across Tymeson Rd. NYSP requested for assistance.**
- An inspection of 11 Main St. was conducted for compliance to Property Maintenance violations to comply with a court ordered stipulation. Most were corrected however a building permit is being withheld for a CONEX on the property until the owner applies to the Zoning Board/Planning Board for permission to store commercial equipment in a zoned residential neighborhood.

Paul F. Barringer

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

CEO Paul Barringer - Files closed - July 2019

<u>Date</u>	<u>CO/CC</u>	<u>Permit</u>	<u>Name</u>	<u>Street Address</u>	<u>Tax Map #</u>	<u>Issued</u>
7/2/19	CC	4758	Kevin Arnold (demo)	729 Oak Hill Road 12018	137.-1-10	2/14/19
7/2/19	CO	4759	Kevin Arnold (house)	729 Oak Hill Road 12018	137.-1-10	2/14/19
7/2/19	CO	4776	Eva Alund (pool)	11 Dennis Rd. 12198	136.-1-17.3	5/28/19
7/9/19	CO	4763	John Hayes (pool)	8 Daisy Lane	124.8-2-3	4/23/19
7/9/19	CO	3916	Mark Piche (pool)	19 Grandview dr.	125.-1-2.24	6/25/08
7/16/19	CO-temp	4794	Seifridsberger (repairs)	63 Snyders Corner Rd.	135.-4-7	7/10/19
7/16/19	cc	4788	Justin Cail (demo)	780 NY 351 12140	125.12-4-12	6/25/19
7/16/19	CC	4774	Kyle Hoffman (deck)	1 Holser Rd.	137.-1-27.33	5/23/19
7/18/19	CO	4737	Chris Page (new House)	266 Algonquin Beach Rd. 11	136.-9-39	10/4/18
7/23/19	CC	4784	Twin Rivers (pole barn)	267 Davitt Lake Rd.	115.-3-6.1	6/13/19
7/25/19	CC	4785	Pete St. Germain (addition)	8 Empire Dr.	125.7-1-10	6/18/19
7/30/19	CC	4742	American Tower (cell tower)	116 High Meadow	137.-1-30.2	10/25/18
7/30/19	CO	4762	Anthony Germano (pool)	11 Heather Ridge Rd.	137.-1-41.26	4/2/19
7/30/19	CC	4393	Jeff Wait (garage)	260 Lynn Rd.	137.-2-20.112	10/27/14

Michelle Asquith

From: Bob Guyer <straydawg302@gmail.com>
Sent: Tuesday, August 06, 2019 12:23 PM
To: Michelle Asquith
Subject: Re: Town Board meeting

Total Calls 18

Dog related -9

Wildlife concerns - 6

Law and Town Ordinance concerns - 3

Thank you
Bob.Guyer
Animal Control officer

Sent via the Samsung Galaxy S10+, an AT&T 5G Evolution capable smartphone

----- Original message -----

From: Michelle Asquith <secpoest@nycap.rr.com>
Date: 8/6/19 11:11 AM (GMT-05:00)
To: 'Bob Guyer' <straydawg302@gmail.com>
Subject: Town Board meeting

Hello,

If you could send me your monthly report.

Thank You,

Michelle



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: August 13, 2019

RE: Highway Activities
July 12,2019-August 13,2019

1. Crew been out picking up brush and bags of leaves
2. Crew been out patching holes
3. Crew been working on equipment in shop
4. Crew been helping Town of Sand lake paving roads
5. Crew of Sand Lake helping us pave some of our roads
6. Crew been ditching and cutting shoulders



TRIUS inc.

TRIUS INC. – FORT EDWARD

268 TOWPATH ROAD

FORT EDWARD, NY, 12828

Phone: 518-480-3540

Fax: 518-480-3547

PROPOSAL

Town of Postenkill
Attn: Toby Chadwick
secpoest@nycap.rr.com

8.14.2019

Toby:

We at Trius Inc –Fort Edward are pleased at the opportunity to quote you on the following :

The following pricing is based off Suffolk County Contract 18-14.9.11

Item 12: 4 Ton K&M Hot Patcher

Contract Price \$ 25,454.00

Item 12, Option 9: Dump box

Contract Price \$ 5,200.00

Item 12, Option 10: Diesel Fired Storage Compartment

Contract Price \$ 2,652.00

Item 12, Option 11 : Hydraulic Surge Brakes

Contract Price \$ 1,144.00

Total Contract Price with Above Listed Options, Delivered \$ 34,450.00

Thank you in advance for your consideration of our proposal.

Sincerely,

Justin Huners

General Manager

Trius Inc. – Fort Edward

COUNTY OF SUFFOLK



STEVEN BELLONE
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PUBLIC WORKS

DARNELL TYSON, P.E.
ACTING COMMISSIONER

ERIC M. HOFMEISTER
DEPUTY COMMISSIONER

NOTICE OF CONTRACT
4TH AND FINAL EXTENSION

ANNUAL REQUIREMENTS DPW EQUIPMENT
CONTRACT:

COMMODITY CODE: 07300

CONTRACT #: 18-14.9.11

INITIATING DEPT: DPW
5130

OPENING DATE: 09-11-2014

PERIOD OF CONTRACT: 11-22-2018 THROUGH 11-21-2019

BID #:

VENDOR: TRIUS, INC.
458 JOHNSON AVENUE P.O. BOX 158
Bohemia NY 11716

VENDOR ID: VC0022553

CONTACT: GARY CERVELLI

PHONE: 631-244-8600

FAX: 631-244-8661

EMAIL: garycervelli@triusonline.com

ADDITIONAL VENDORS: [CLICK HERE](#)

DETAIL PAGE: [CLICK HERE](#)

ATTACHMENT: [CLICK HERE](#)

FOR FURTHER INFORMATION: JEANETTE HICKEY
CONTACT PURCHASING AGENT: 631-852-5220

11-26-2018

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

335 YAPHANK AVENUE

YAPHANK, N.Y. 11980

(631) 852-5196

FAX (631) 852-5221

[Return to Contract List](#)

[Return to Search Page](#)

ITEM 8 - ARTICULATED WHEEL LOADER (W/500 OPERATING HOURS OR LESS	F AND M EQUIPMENT LTD DBA EDWARD EHRBAR	\$185,000.00
ITEM 11: 2 TON K&M HOT PATCHER OR EQUAL	TRUIS INC.	\$18,694.00
OPTION 1-HEATED LIQUID TACK TANK		\$ 4,108.00
OPTION 2 - LIQUID TACK SPRAY PUMP		\$ 3,328.00
OPTION 3 -SOLVENT UTILITY TANK		\$ 374.00
OPTION 4- UTILITY HAND TORCH		\$ 572.00
OPTION 5- WARNING SIGNAL/ARROW BOARD		\$ 1,456.00
OPTION 6- LARGE CAPACITY PROPANE		\$ 540.00
OPTION 7-WINCH AND DAVIT		\$ 1,664.00
OPTION 8- TOOL RACK		\$ 310.00
OPTION 9- DUMP BOX		\$ 4,420.00
OPTION 10- DIESEL FIRED STORAGE COMP.		\$ 2,652.00
OPTION 11- HYDRAULIC SURGE BRAKES		\$ 1,144.00
OPTION 12- LOW TEMP THERMOSTAT		\$ 1,196.00
OPTION 13-24 HOUR TIMER		\$ 1,144.00
OPTION 14- ELECTRIC BACK-UP WARMER		\$ 4,212.00
OPTION 15- PLATE COMPACTOR		\$ 3,835.00
OPTION 16 - SPARE TIRE AND RIM		\$ 530.00
ITEM 12: 4 TON K&M HOT PATCHER	TRUIS INC.	\$ 25,454.00
OPTION 1- HEATED LIQUID TACK TANK		\$ 4,108.00

OPTION 2- LIQUID TACK SPRAY PUMP		\$ 3,328.00
OPTOIN 3- SOLVENT UTILITY TANK		\$ 374.00
OPTION 4 -UTILITY HAND TORCH		\$ 572.00
OPTION 5- WARNING SIGNAL/ARROW BOARD		\$ 1,456.00
OPTION 6- LARGE CAPACITY PROPANE		\$ 540.00
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OPTION 15 -PLATE COMPACTOR		\$ 3,835.00
OPTION 16- SPARE TIRE AND RIM		\$ 530.00

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 22th day of August 2019.

RESOLUTION NO. ____ OF 2019

IN THE MATTER OF THE TRANSFER OF CERTAIN GENERAL BUDGET FUNDS

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

NOW, LET IT THEREFORE BE

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

That the sum of \$81.16 be transferred from General Budget fund line item 119904 (Contingent) to General Budget fund line item 11320.4 (Bank Service Charge); and

That the sum of \$2691.53 be transferred from General Budget fund line item 119904 (Contingent) to General Budget fund line item 173101.1 (Youth-Summer Help).

MOVED BY: _____

Prepared and approved as to form by:
Michelle Asquith

SECONDED BY: _____

VOTED UPON AS FOLLOWS:

Councilwoman June Butler: _____

Councilman David Hass: _____

Councilman Harold Van Slyke: _____

Councilman Eric Wohlleber: _____

Supervisor Dominic Jacangelo: _____