

TOWN BOARD MINUTES
TOWN OF POESTENKILL
TOWN BOARD MEETING
NOVEMBER 21, 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 Supervisor Jacangelo, seconded by Councilman Hass and carried that the monthly bills had been audited for payment.

Supervisor Jacangelo opened the meeting with the Pledge of Allegiance and opened the floor for comments. There being no comments, this portion of the meeting was closed.

Motion by Hass, seconded by Butler and an oral vote of 5 ayes to accept the Town Clerk's minutes of the October 10, 2019 Workshop meeting as written. Motion by Butler, seconded by Van Slyke and an oral vote of 5 ayes to accept the Town Clerk's minutes of the October 17, 2019 meeting as written. Motion by Butler, seconded by Hass and an oral vote of 5 ayes to accept the Town Clerk's minutes of the October 24, 2019 Special Meeting as written.

Liaison Reports:

Town Board members had copies of the November 6, 2019 Planning Board meeting. J. Grattan, Planning Board member elaborated on the meeting. There was a lengthy discussion between Supervisor Jacangelo and Planning Board member Grattan over the allowance of the Planning Board granting approval of the garage issue (Snake Hill) because Supervisor Jacangelo feels that there is business being done out of that garage; however, J. Grattan stated that the garage is used strictly for truck storage.

Zoning Board – Due to lack of agenda items, the November 12, 2019 was cancelled.

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

Library – E. Gresens reported on the activities at the Library. Friends of the Poestenkil Library are entertaining the idea of holding a “Sip and Paint fundraiser”. They are “tossing” around the idea of having alcohol (wine) for this particular event. However, this is going to be investigated to see if this can be done at this event.

Youth Advisory Board-T. Buker updated the Board on the activities that were happening with the Youth Board.

CAC-The Natural Resource Inventory has been completed and will be formally adopted by the Town Board at their December meeting.

Correspondence:

Town Board members had copies of the memos dated November 12th and November 14th respectfully regarding some channel changes and some On Demand channel changes.

Resident complaint via voice mail on October 16th to the Town Clerk's office regarding a continuous barking dog issue.

Discussion Items:

Memo from Paul Barringer dated November 5th requesting that the Town Board waive a building permit fee. The Building Inspector is requesting that the fee associated with a Building permit and flood Fringe Construction Permit for Wagner Farms for a proposed pole barn to be used as dairy barn be waived. Wagner's have submitted a Building Permit application for the 140 stall Barn but feel that the fees associated with the permit be waived. This operation is a verified agriculture operation. The Building Inspector has noted that there is a precedent for this type of waiver as these fees were waived for a similar project at 4 High Meadow. Motion by Councilman Hass, seconded by Councilman Van Slyke and an oral vote of 5 ayes to waive these fees.

Non-Conforming Use Proposal and Comments- ZBA Chairman, Paul Jamison as well as J. Grattan, Planning Board member both gave written feedback on the proposed Law change to sections 150-79A. There were further suggestions that more sections of the 150 portions of the Code should be modified to balance the residents needs in allowing non-conforming uses. Town Attorney Casey will compile these comments and bring it back to the Board for further discussion so a formal law can be adopted.

Purchase 13 Foot Sander and 11 Foot Wing-The Town Highway Dept. would like to purchase a new 13-ft. Sander and 11 ft. wing off of the State contract. Recently some highway equipment was sold for \$14,175; so, this amount will be used to deflect the State price of \$17,195 for the new equipment. So, the actual Town cost will only be a little over \$3,000 for this purchase. Motion by Van Slyke, seconded by Butler and an oral vote of 5 ayes to authorize the purchase of the 13 ft. Sander and 11 Ft. wing.

Action Items:

Motion by Wohlleber, seconded by Van Slyke, and an oral vote of 5 ayes authorizing Supervisor Jacangelo to sign the Biggs/Davis 2020 Proposal for Engineering Services related to the Landfill Consent Order

Waiving Marriage License Fees for Active Duty Military Personnel-RESOLUTION #11-2019-
IN THE MATTER OF THE TOWN BOARD WAIVING MARRIAGE LICENSE FEES FOR
ACTIVE DUTY MILITARY PERSONNEL-resolved that the Town Board adopts the waiver
enacted August 20, 2019 which modified Domestic Relations Law 14(a), and the Town Clerk
shall heretofore notify prospective spouses seeking marriage licenses who are on active duty in
the Armed Forces that fees for such licenses are hereby waived, and issue such license without
charging a fee.

MOVED BY: Councilman Hass YES
SECONDED BY: Councilwoman Butler YES

VOTED UPON AS FOLLOWS:

Councilwoman Butler YES
Councilman Hass YES
Councilman Van Slyke YES

Councilman Wohlleber YES
Supervisor Jacangelo YES

RESOLUTION#12-2019-IN THE MATTER OF DECLARING THE TOWN OF POESTENKILL A PURPLE HEART COMMUNITY

MOVED BY: Councilwoman Butler
SECONDED BY: Councilman Wohlleber

VOTED UPON AS FOLLOWS:

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

Budget Transfers:

RESOLUTION #13-2019-IN THE MATTER OF THE TRANSFER OF CERTAIN GENERAL BUDGET FUNDS resolved that it is hereby authorized and directed as follows: The sum of \$265.14 be transferred from General Budget Fund Line Item 119904 (Contingent) to General Budget Fund Line Item 13620.4 (Code Enforcement); and that the sum of \$87.95 be transferred from General Budget Fund Line Item 119904 (Contingent) to General Budget Fund Line Item 11110.4 (Justice); and that the sum of \$98.15 be transferred from General Budget Fund Line Item 119904 (Contingent) to General Budget Fund Line Item 11680.4 (Data Processing Contractual).

MOVED BY: Councilman Wohlleber YES
SECONDED BY: Councilwoman Butler YES

VOTED UPON AS FOLLOWS:

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

RESOLUTION #14-2019-IN THE MATTER OF THE TRANSFER OF CERTAIN HIGHWAY BUDGET FUNDS resolved that it is authorized and directed as follows: That the sum of \$4,237.12 be transferred from Highway Budget Fund Line Item 251104 (General Repair 4) to Highway Budget Fund Line Item 251424 (Snow Removal 4).

MOVED BY: Councilman Van Slyke YES
SECONDED BY: Councilman Wohlleber YES

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 Record failed to publish the Public Hearing notice for the Cable Franchise, so the Public Hearing is scheduled for the December

meeting. Supervisor Jacangelo reported that his last regular Town Board meeting will be in December, but it was noted that there will also be a Year End Meeting scheduled in December. He has met with the Building Inspector over several issues and that the Water Manager R. Brunet has found a major leak this month. Supervisor Jacangelo wanted to thank the Poestenkill Business Association for purchasing a new flag for the Town Hall. Supervisor Jacangelo wanted it noted going forward whenever there is hiring done, it should be posted to our Town's website. A policy will be formalized pertaining to hiring practices and the Town Attorney will compile such Resolution. There was a lengthy discussion among our Town Board members and Building Inspector regarding what should be placed on the Town Website pertaining to permits; when they are needed/when they are not. Supervisor Jacangelo reported that the Electronics Day that was held in October was a success and only cost the Town a minimal amount of money.

There was also a lengthy discussion regarding the ongoing porch project for the Library. There have been some issues regarding the prevailing wage and currently the issue is the construction of the porch itself. R. Brunet, PE has been asked to oversee the project. Councilman Van Slyke is concerned over the construction. Our Building Inspector and R. Brunet as a PE will work together to get the project done and completed correctly.

Town Attorney's Report – Mr. Casey reported on the matters that he worked on since the last Town Board meeting which included working on (2) public hearing notices, (2) resolutions, review the landfill solar project. He also argued the Holman's vs Town of Poestenkill Article 78.

Town Clerk's Report – Motion by Hass, seconded by Van Slyke and an oral vote of 5 ayes to accept the Town Clerk's report of October 2019. The total amount received in the Clerk's office was \$23,093.67 and of that amount \$21,571.81 was remitted to the Supervisor. Town Board members had copies of the Building Inspector/Code Enforcement Officer's written report. There were also reports from the Assessor, DCO, 811 report, Water report and the Highway Dept. report.

Payment of Bills:

Motion by Hass, seconded by Van Slyke and an oral vote of 5 ayes to pay Warrant #21-2019 in the amount of \$154,898. Motion by Hass, seconded by Wohlleber and an oral vote of 5 ayes to pay Warrant #22-2019 in the amount of \$108,832.52.

Motion by Hass, seconded by Wohlleber and carried to enter into Executive Session at 8:40 p.m. to discuss a construction project with no votes being taken. Motion by Hass, seconded by Wohlleber and carried to exit Executive Session at 8:50 p.m. and to immediately adjourn this meeting.

Respectfully submitted,


Susan Horton, Town Clerk