

JOHN T. CASEY
Attorney at Law
47 Second Street
Troy, New York 12180
Phone 518-441-8685 fax 518-274-4383

December 5, 2019

VIA E-MAIL TO *legals@troyrecord.com*

The Record
270 River Street Triangle, Suite 202 B
Troy, NY 12180

**Re: Notice of Public Hearing for the Town of Poestenkill
Contract Modification with Spectrum Northeast, LLC**

Sirs and Madams:

As Poestenkill Town Attorney, I am transmitting to you a Notice of Public Hearing to be published in the legal notices section of The Record one (1) time as soon as possible.

Please send the billing and the affidavit of publication to:

Hon. Susan Horton, Town Clerk
Poestenkill Town Hall
P.O. Box 210
Poestenkill, NY 12140

It is not necessary to send the billing and the affidavit of publication to me. Thank you for your attention to this matter.

Very truly yours,

s/ John T. Casey

JOHN T. CASEY
Poestenkill Town Attorney

cc: Town Board, Town Clerk

**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. December 19, 2019, to consider the amended franchise agreement between the Town of Poestenkill and Spectrum Northeast, LLC, and also the Town Board's resolution authorizing the Town Supervisor to execute said agreement on behalf of the town.

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: December 4, 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

JOHN T. CASEY
Attorney at Law
47 Second Street
Troy, New York 12180
Phone 518-441-8685 fax 518-274-4383

December 5, 2019

VIA E-MAIL TO legals@troyrecord.com

The Record
270 River Street Triangle, Suite 202 B
Troy, NY 12180

**Re: Notice of Public Hearing for the Town of Poestenkill
Fire Protection Services Agreement 2018-2019**

Sirs and Madams:

As Poestenkill Town Attorney, I am transmitting to you a Notice of Public Hearing to be published in the legal notices section of The Record one (1) time tomorrow, December 6, 2019, or as soon as possible.

Please send the billing and the affidavit of publication to:

Hon. Susan Horton, Town Clerk
Poestenkill Town Hall
P.O. Box 210
Poestenkill, NY 12140

It is not necessary to send the billing and the affidavit of publication to me. Thank you for your attention to this matter.

Very truly yours,

s/ John T. Casey

JOHN T. CASEY
Poestenkill Town Attorney

cc: Town Board, Town Clerk

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. December 19, 2019, to consider the TOWN OF POESTENKILL 2020-2022 FIRE PROTECTION SERVICES AGREEMENT between the Town and the Poestenkill Fire Company, Inc., containing the terms under which the Fire Company will provide fire service to the town for the calendar years 2020 and 2021, and also the Town Board's resolution authorizing the Town Supervisor to execute said agreement on behalf of the town.

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: December 5, 2017

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
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 Poestenkill 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.

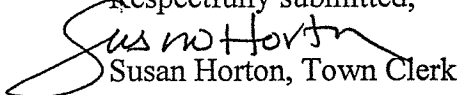
Town Clerk's Report – Motion by Hass, seconded by Van Slyke and an oral vote of 5 ayes to accept the Town Clerk's report of October 2019. The total amount received in the Clerk's office was \$23,093.67 and of that amount \$21,571.81 was remitted to the Supervisor. Town Board members had copies of the 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



December 10, 2019

Re: Charter Communications – Upcoming Changes

Dear Municipal Official:

Charter Communications ("Charter"), locally known as Spectrum, was recently informed that on December 1, 2019, VICELAND, located on Channel 133, was rebranded to VICE.

In addition, on or around January 1, 2020, TVBS Mandarin, located on Channel 1425, will be rebranded to TVB News and TVB2 Cantonese, located on Channel 1423, will be rebranded to TVB Drama 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", written over a light blue horizontal line.

Kevin Egan
Director, Government Affairs
Charter Communications

Poestenkill Town Court
P.O. Box 210
Poestenkill, NY 12140

Thomas F. Slavin, Jr.
Town Justice

518-283-5100
518-283-8821

November 27, 2019

Dominic Jacangelo, Supervisor
Town of Poestenkill
38 Davis Drive
Poestenkill, NY 12140

Dear Supervisor Jacangelo:

Pursuant to Uniform Justice Court Action Section 2019-a, it is the duty of every justice to present his/her records and docket, at least once a year, to the auditing board of the village or town, which shall examine said records or docket, or cause same to be examined, and enter in the minutes of its proceedings the fact that they have been duly examined.

Consistent with Section 2019-a of the Uniform Justice Court Act, we hereby advise that the court's records and docket are available to be presented for such examination. We look forward to working with you to schedule such examination in an expeditious manner.

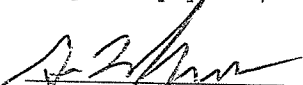
It is our understanding that OCA's Internal Audit Services (IAS) unit will be corresponding with you as well in the very near future in this regard. Subsequent to the audit or examination, please forward to the IAS unit the audit report, as well as the Board's resolution noting that the records have been duly examined, and that the fines therein collected have been turned over to the proper officials of the Town as required by law. Such materials may be mailed to the following:

Internal Audit Services Unit
ATTN: Joan Casazza
2500 Pond View, Suite LL01
Castleton-on-Hudson, NY 12033


In the alternative, such materials may be sent via email to: jcasazza@nycourts.gov

Thank you.

Very truly yours,



Hon. Gregory T. Kronau



Hon. Thomas H. Slavin

cc: Hon. Thomas A. Breslin, Third District Supervising Judge
Hon. David Dellehunt, Third District Special Counsel





Planning Board

TOWN OF POESTENKILL

38 Davis Drive / P.O. Box 210

Poestenkill, NY 12140

(518) 283-5100 Phone

(518) 283-7550 Fax

PLANNING BOARD AGENDA

December 3, 2019 Minutes

7:30 Meeting Opens – Pledge of Allegiance

Public Hearing:

<u>Wilbert & Carol Langley</u>	<u>Minor 2 lot Subdivision</u>
126.-4-7.11	382 Blue Factory Road

Minutes of the November 6, 2019 Meeting

Public Comments:

Old Business:

Organization:

Reappointments: Harvey Teal, Member
Steve Valente, Alternate
Chair, Vice Chair, Secretary – memo to Town Board

Other:

Bill Daniel	to attend December meetings
Don Heckelman	to attend January meeting
Harvey Teal	to attend February meetings



TOWN OF POESTENKILL

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

Planning Board

PLANNING BOARD December 3, 2019 Minutes

Attendees:

Tom Russell, Chairman
Jeffrey Briggs
William Daniel
Harvey Teal
Steve Valente
Robert Dore
Judy Grattan
Don Heckelman

Non-Voting:

Robert Ryan, Esq.
Lynn E. Kane, Clerk

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:

Wilbert & Carol Langley
126.-4-7.11

Minor 2 lot Subdivision
300 Blue Factory Road

The Secretary read the Public Hearing notice into the record. The Applicant wishes to subdivide the land of approximately 97.32 acres into a lot (Lot 1) of 37.51 acres and a lot (Lot 2) of 59.81 acres. The Applicants will continue to reside in the home on Lot 2, giving ownership of Lot 1 to their daughter and son-in-law, Laurel & Daniel Ashdown. 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 Dore and was approved by a vote seven (7) 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 Grattan to approve the 2 lot Minor Subdivision. Motion was seconded by Member Teal and approved by a vote of seven (7) ayes, zero (0) nays and zero (0) abstentions.

Resolution: 2 Lot Minor Subdivision approved.

Minutes: Meeting minutes of November 6, 2019 were reviewed. Motion to accept the Minutes was made by Board Member Heckelman, seconded by Board Member Dore and approved by a vote of four (4) ayes; zero (0) nays and three (3) abstentions – Members Teal, Briggs, Daniel.

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.

Old Business: Summaries from Chairman Russell

- 1) **Non-conforming Use Law:** Much discussion, suggestion to increase time frame from one (1) year to three (3) years to allow for use to continue. Clerk Kane to work with CEO Paul Barringer to create list of non-conforming properties currently in Town. Discussion to continue at next meeting.
- 2) **Major Lot Line Adjustment:** Much discussion, with member Grattan using the 2 lot subdivision on tonight's agenda as a practical use of a Lot Line Adjustment (property to family without compensation) over the need for a Subdivision. Chairman Russell to draft a proposed "Lot Line Adjustment" revision to the existing Code – for review and discussion by Board Members at next meeting.
- 3) **Victor Gush:** Clerk Kane advised the Board that Applicant Gush is waiting on Vanderhyden to separate his parcel from the remaining property. Clerk Kane advises the Board that the SEQRA Hearing remains open and that Town Bookkeeper, Michelle Asquith, has requested an escrow account be formed so that Engineering fees may be paid. Board directs that the needed fund for the engineering invoice be deducted from the application fee and balance to be reimbursed to Applicant. The SEQRA Hearing will be closed in near future.
- 4) **20 Main St. – Michael Kronau:** Clerk Kane advises the Board that a prospective buyer (who is a contractor) of 20 Main Street recently met with CEO Paul Barringer to apply for building permit to change building from two apartments to four apartments. Kevin Kronau joined the conversation stating approvals for area variance and special use permit were obtain several years ago. Clerk Kane researched issue. After consultation with ZBA Chairman Paul Jamison, the area variance approved in October 2014 is now considered to be null and void due to failure to comply with the conditions of the variance. Michael Kronau applied for but never received a special use permit from the Planning Board due to failure to provide necessary documentation. Approval process for both will be needed for the proposed change.

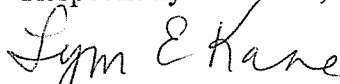
Organizational:

Reappointment of Board Members – Harvey Teal, Member 12/31/19 to 12/31/26 and Steve Valente, Alternate 12/31/19 to 12/31/20. Motion was made by Member Grattan to have Clerk Kane forward a memo to the Town Board to reappoint Harvey Teal and Steve Valente to Planning Board. Motion was seconded by Member Dore and passed with a vote of seven (7) ayes, zero (0) nays and zero (0) abstentions.

Clerk Kane reviewed 2020 Meeting Attendance assignments sheet.

A motion to adjourn the meeting at 8:50 pm was made by Member Grattan seconded by Member Dore and approved by a vote of seven (7) ayes, zero (0) nays, and zero (0) abstentions.

Respectfully submitted,



Lynn E. Kane,
Planning Board Clerk



Planning Board

TOWN OF POESTENKILL

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

MEMORANDUM

To: Poestenkill Town Board

From: Tom Russell, Chairmen
Planning Board

Re: 2020 Appointments

Date: December 12, 2019

The Planning Board requests that the Town Board appoint as follows:

1. Reappoint Harvey Teal as a Member of the Planning Board with a term of seven years from December 31, 2019 to December 31, 2026.
2. Appoint Steve Valente as Alternate to the Planning Board with a term one year from December 31, 2019 to December 31, 2020.
3. Reappoint Tom Russell as Chairman of the Planning Board.



Zoning Board of Appeals

TOWN OF POESTENKILL

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

AGENDA

Zoning Board of Appeals December 10, 2019 @ 7:30 pm

MEETING OPENS – PLEDGE OF ALLEGIANCE

Approve Meeting Minutes of August 13, 2019

Organizational:

Other:

Michael Colello	to attend January Meetings
Susan Kalafut	to attend February Meetings
Tim Hoffay	to attend March Meetings



TOWN OF POESTENKILL

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Poestenkill, NY 12140
(518) 283-5100 Phone
(518) 283-7550 Fax

Zoning Board of Appeals

ZONING BOARD OF APPEALS December 10, 2019 Minutes

Attendees:

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

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

Organizational:

Member Michael Colello is not seeking reappointment to Board. Motion was made by Chairman Jamison to have Clerk Kane forward a memo to the Town Board to appoint Nicole Heckelman from the Alternate to Member of Zoning Board of Appeals for a term of five years, 12/31/19 to 12/31/2024. Motion was seconded by Member McGrath and passed with a vote of four (4) ayes, zero (0) nays and one (1) abstentions - Heckelman.

Chairman Jamison directed Clerk Kane place an ad for the Alternate position of the Zoning Board of Appeals with a return date for resumes of January 7, 2019. Motion by Member Kalafut to appoint Paul Jamison as Chairman of the Zoning Board of Appeals. Motion was seconded by Member Heckelman and passed with a vote of five (5) ayes, zero (0) nays and zero (0) abstentions. Clerk Kane to forward memo to Town Board

Clerk Kane reviewed 2020 Meeting Attendance assignments sheet.

Minutes:

The Meeting Minutes of the Board meeting of August 13, 2019 were reviewed. Correction by Member Kalafut: first page, second paragraph, last sentence changing “..was..” to “..were..”. A motion to accept the Minutes as corrected was made by Member Kalafut, seconded by Chairman Jamison and approved by a vote of five (5) ayes, zero (0) nays and zero (0) abstention.

Old Business:

There being no further business, a motion to adjourn the meeting was made by Member Kalafut, seconded by Member Heckelman and approved by five (5) ayes, zero (0) nays and zero (0) abstentions. The meeting was adjourned at 8:00 pm.

Respectfully submitted,

Lynn E. Kane, Secretary



TOWN OF POESTENKILL

38 Davis Drive / P.O. Box 210

Poestenkill, NY 12140

(518) 283-5100 Phone

(518) 283-7550 Fax

Zoning Board of Appeals

MEMORANDUM

To: Poestenkill Town Board

From: Paul Jamison, Chairman
Zoning Board of Appeals

Re: 2020 ZBA Appointments

Date: December 12, 2019

At the December 10th ZBA meeting, it was announced that Michael Colello did not wish to be reappointed due to a new employment. The Zoning Board of Appeals requests that the Town Board appoint current Alternate, Nicole Heckelman, as Member of Zoning Board of Appeals for a term of five years, 12/31/19 to 12/31/2024.

Further, the Zoning Board of Appeals requests the Town Board to appoint Paul Jamison as Chairmen.

Finally, with regard to the Alternate position, Chairman Jamison directed Clerk Kane place ad in The Advertiser and post on the Town website for this position.

6:30 PM
12/10/19
Accrual Basis

Poestenkill Fire Company
Custom Summary Report
November 2019

	Nov 19
Income	
NYS OSC ACH	300.00
Total Income	300.00
Gross Profit	300.00
Expense	
Bank Service Charge	131.25
Building Fuel (heating)	
Main Station (Propanel)	441.19
Total Building Fuel (heating)	441.19
Building Maintance	
Cleaning Supplies	289.27
Main Station	14.97
Refuse	195.19
Total Building Maintance	499.43
Electric	
East Poestenkill	22.70
Main Station	21.02
Total Electric	43.72
Equipment	
Repair & Maintance	2,036.10
Total Equipment	2,036.10
Fire Trucks	
Fuel	196.52
Total Fire Trucks	196.52
Internet & Phone	112.40
Medical Supplies	26.04
Porfessional Services	945.00
Reimbursement	615.00
Security Alarm	65.00
Solar	165.97
Training	180.00
Total Expense	5,457.62
Net Income	<u><u>-5,157.62</u></u>

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 December 19, 2019

RESOLUTION NO. 15 OF THE YEAR 2019:

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF POESTENKILL, NEW YORK, IN GRATEFUL RECOGNITION OF THE SERVICES OF DOMINIC JACANGELO, SUPERVISOR

WHEREAS, Dominic Jacangelo has served the citizens of the Town of Poestenkill with distinction since his election as Town Supervisor in 2010; and

WHEREAS, during his tenure, great strides have been made in our community to make it more pleasant, livable and affordable; and

WHEREAS, Supervisor Jacangelo in administering the many services offered by town government has always held the line on property taxes, never asking the residents for more revenue, but rather finding creative ways to meet increasing costs; and

WHEREAS, Supervisor Jacangelo can count as a major achievement the final implementations of Poestenkill municipal water system, and also a smooth transition between administrations; and

WHEREAS, it is with the deepest gratitude and respect that the Town Board wishes him well with the next phase of his life and thanks him warmly for all he has given to the residents of Poestenkill during his 10 years as our supervisor; and

WHEREAS, it is altogether fitting and appropriate for the Town of Poestenkill through this resolution to commemorate Dominic Jacangelo's many years of loyal, honest and steadfast service to the Town and its residents, and to wish him many years of good health and happiness;

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Poestenkill, on behalf of the Town and its residents, hereby formally recognizes and expresses its sincere appreciation to Dominic Jacangelo for the many years of tireless and dedicated service he rendered to this Town in his role as Supervisor, and for the knowledge, experience, leadership and professionalism he brought to that office; and

BE IT FUTURE RESOLVED, that, as a memento of the Town's appreciation of the many years of public service by Dominic Jacangelo a certified copy of this Resolution be delivered to him with our heartfelt thanks.

MOVED BY: _____

SECONDED BY: _____

VOTED UPON AS FOLLOWS:

Councilwoman June Butler: Yes _____

Councilman David Hass: Yes _____

Councilman Harold Van Slyke: Yes _____

Councilman Eric Wohlleber: Yes _____

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

TOWN OF POESTENKILL 2020-21 FIRE PROTECTION SERVICES AGREEMENT

THIS AGREEMENT, effective as of the 1st day of January, 2020, between the **TOWN BOARD OF THE TOWN OF POESTENKILL**, such town being a municipal corporation and geographic and political subdivision of the State of New York, located in the County of Rensselaer and State of New York, hereinafter designated as "the Town" or the party of the first part; and the **POESTENKILL FIRE COMPANY, INC.**, an incorporated fire company duly organized and existing under and by virtue of the laws of the State of New York, and having headquarters located at the fire house in the Town of Poestenkill, County of Rensselaer, State of New York, hereinafter designated as "the Fire Company" or the party of the second part.

WITNESSETH:

WHEREAS, there has been duly established in said Town of Poestenkill, a fire protection district known as "Poestenkill Fire Protection District" embracing territory which includes the entire Town of Poestenkill, and

WHEREAS, following a public hearing duly called, the party of the first part duly authorized a contract with the party of the second part for furnishing fire protection to said district during the term of this Agreement upon the terms and provisions herein set forth; and

WHEREAS, the party of the second part maintains adequate and suitable apparatus and appliances for the furnishing of fire protection in said district,

NOW THEREFORE, in consideration of the mutual agreements herein contained, the party of the first part does engage the party of the second part to furnish fire protection to said district all in accordance with Section 184 of the Town Law of the State of New York, and the party of the second part agrees to furnish said protection in the manner following, to wit:

1. The party of the second part shall at all times during the period of this contract be subject to call for attendance upon any fire occurring in said district, and when notified by alarm or telephone call from any person of a fire within the district, the party of the second part shall respond and attend upon the fire without delay with a suitable number of members and with suitable ladder, pumping and hose apparatus and equipment of the party of the second part, and upon arriving at the scene of the fire the members of the party of the second part shall proceed diligently and in every way reasonable to extinguish the fire.

2. The party of the second part agrees to furnish to the district during the period of this contract emergency services in case of accidents, calamities or other emergencies in connection with which the services of firemen would be reasonably required. The foregoing notwithstanding, the damming, pumping out or other evacuation of storm or flood waters from any residence, business or other private structure within the district shall not be deemed to

TOWN OF POESTENKILL 2020-21 FIRE PROTECTION SERVICES AGREEMENT

require emergency service under this contract unless there exists a clear and present danger of personal injury, death, or substantial property damage which might reasonably be avoided or minimized by the providing of such services on an emergency basis. Non-emergency services of this nature shall only be provided by the party of the second part when, in the reasonable sole discretion of said party, it has sufficient and available personnel and equipment to do so and circumstances otherwise so permit.

3. The party of the second part further agrees that, subject to the terms, conditions and restrictions provided herein, the Town shall be entitled to use the premises and facilities of the Fire Company for the following purposes:

(a) The short term secure storage of voting machines and related equipment, immediately prior to and after the conduct of elections, so as to protect them from the elements, tampering and vandalism.

(b) The conduct of any elections, including but not limited to general, primary and special elections, as well as voting on any referendum or proposition.

(c) The use of the Main Firehouse Hall, grounds and facilities for the operation and conduct of activities of the Poestenkill Youth Commission Summer Camp Program when so required and mutually agreed upon, starting the week after Independence Day in July and continuing through the first full week in August.

(d) The use of the Main Firehouse Hall, grounds and facilities for any public meetings or hearings that the Town anticipates may exceed the capacity and/or accommodations of the Poestenkill Town Hall.

(e) Such other uses as may hereafter be specifically requested by the Town and consented to by the Fire Company.

The use of the Fire Company's premises and facilities for the aforescribed storage of voting machines, election purposes shall require no additional notice from the Town but only the coordination of dates. The operation and conduct of the Youth Commission Summer Camp Program shall require mutual agreement and notice not later than June 1 of the applicable year. All other proposed uses, including the conduct of Town meetings, hearings and other public gatherings, shall require that notice of such proposed use be given by the Town to the Fire Company at least two weeks in advance thereof. Provided such notice is given and the facilities are available and not otherwise committed, consent by the Fire Company to any such requested use shall not be unreasonably withheld.

The party of the second part agrees to maintain the premises and facilities which are the subject of this paragraph so as to provide, to the greatest extent possible, a barrier-free environment and access for persons with disabilities, and in compliance with the Americans with Disabilities Act (ADA), the New York State Building Code and any and all other applicable laws, rules and regulations pertaining to public structures.

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4. The party of the second part hereby further agrees that its Board of Directors or a majority thereof shall, if and to the extent specifically requested by the Town and also subject to the frequency limitation hereinafter set forth, periodically meet with the party of the first part in order to review and discuss the then current financial condition of the party of the second part. Such meeting shall be conducted four (4) times per year on a quarterly basis (March, June, September, and December) unless the parties subsequently agree that less frequent review is necessary or no specific request for any meeting is made by the Town. At each such review meeting, the party of the second part shall make available to the party of the first part a clear written statement disclosing the distribution of only those moneys received or to be received by the party of the second part from the party of the first part pursuant to this contract. It is acknowledged by the parties hereto that this provision is in addition to any statutory requirements for the auditing and/or reporting of the Fire Company's financial status and the providing of same to the Town and does not in any way relieve the Fire Company of compliance with such requirements to the full extent required by law. Without in any way limiting the foregoing, it is acknowledged that said requirements shall include the timely submission of the audit report required by State law, with a copy thereof, to be submitted to the Poestenkill Town Board

5. (a) In consideration of furnishing the aforescribed aid and service and for the use of its apparatus as aforesaid for the calendar year 2020, the party of the first part shall pay to the party of the second part the sum of \$326,816.00 (Three Hundred Twenty Six Thousand Eight Hundred Sixteen Dollars) as follows:

By payment of the sum of \$212,430.00 (Two Hundred Twelve Thousand, Four Hundred Thirty Dollars), on or before the 15th day of February, 2020;

And on or before the 15th day of June, 2020, the balance due under this contract for the year 2020, to wit: the sum of \$114,386.00 (One Hundred Fourteen Thousand, Three Hundred Eight Six Dollars).

(b) In consideration of furnishing the aforescribed aid and service and for the use of its apparatus as aforesaid for the calendar year 2021, the party of the first part shall pay to the party of the second part the sum of \$333,352.00 (Three Hundred Thirty Three Thousand, Three Hundred Fifty Two Dollars) as follows:

By payment of the sum of \$216,674.00 (Two Hundred Sixteen Thousand, Six Hundred Seventy Four Dollars) on or before the 15th day of February, 2021;

And on or before the 15th day of June, 2021, the balance due under this contract for the year 2021, to wit: the sum of \$116,678.00

TOWN OF POESTENKILL 2020-21 FIRE PROTECTION SERVICES AGREEMENT

(One Hundred Sixteen Thousand, Six Hundred Seventy Eight Dollars).

The foregoing payment schedule notwithstanding, it is understood and agreed by and between the parties hereto that the party of the first part may at any time pre-pay to the party of the second part the whole or any portion of the remaining balance under this contract upon written application of the party of the second part showing the existence of unforeseen financial expenses or needs.

(c) As additional consideration for the furnishing of the aforescribed aid and service and for the use of its apparatus as aforesaid for the calendar years 2020 and 2021, the party of the first part shall within amounts and resources provided within the 2020 and 2021 Town Budgets provide for the health and safety of the Poestenkill Volunteer Fireman by providing a grant not to exceed \$75,000 for the purchase of and installation of a firetruck exhaust containment system upon the presentation to the Town of an official estimate and signed contract for such purchase and installation. No payment shall be made prior to February 15, 2020 and such installation must be completed by December 31, 2021. Should problems in implementing this section arise the parties agree to meet and discuss a mutually acceptable adjustment to this provision.

6. In further consideration for the aid, services and use of equipment and apparatus of the party of the second part, the party of the first part further agrees to snow plow and sand the driveway to the firehouse, the areas near the fueling station and the areas near the dry hydrant of the party of the second part as necessary to allow for ingress and egress of essential vehicles, apparatus and equipment of the party of the second part; provided and on condition that plowing, sanding, and maintenance of public roads, highways and other areas shall take precedence over any services hereby granted to the party of the second part and that the party of the first part is only obligated to perform said services if and to the extent the aforesaid necessary plowing, sanding, and maintenance of public highways, roads, streets, and other areas so permits. Weather and manpower permitting, snowfall shall not exceed four inches in the first pass area and apron at any time and the entire area shall be done within 24 hours after snowstorm. This clause shall apply to the Main Firehouse on Rt. 355 as well as to the East Poestenkill Firehouses. Additionally, during the term of this contract the party of the first part will install and maintain two dry hydrants, provided that the party of the second part has determined the appropriate locations for said dry hydrants which locations are satisfactory to the party of the first part and provided further that the party of the second part has obtained the required legal easements from affected property owners for the installation and maintenance of said dry hydrants.

7. It is further agreed that an employee of the Town will provide cleaning services for the Main Firehouse at a rate not to exceed \$13.00 per hour for up to 30 hours per month with the gross cost of such services to the Town (i.e., wages, fringes, insurance, etc.) to be reimbursed to the Town by the Fire Company from the amount otherwise payable under this Agreement. Specifically, said reimbursement shall be affected by deducting from each year's second installment payment the actual gross costs of such services to date plus a pro-rated amount for

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estimated costs to be incurred to the end of that year. A reconciliation of the actual costs incurred to the end of the year shall thereafter occur and any necessary payment adjustment would be made accordingly. It is further acknowledged and agreed that the provisions, responsibilities and obligations set forth in this paragraph may at any time and in the sole discretion of the Fire Company be terminated by the Fire Company for any cause or for no cause whatsoever upon ten (10) days' written notice to the Town of the Fire Company's intent to do so.

8. Insurance requirements.

(a) The fire apparatus and other vehicular equipment of the party of the second part shall be covered by adequate liability, collision, and comprehensive insurance, and the premiums therefor shall be paid by the said party of the second part.

(b) The party of the second part shall also maintain general and premises liability insurance which names the party of the first part as an additional insured. Any such policy shall be from an A.M. Best rated "secured" New York State licensed insurer; contain a 30-day notice of cancellation; and state that the coverage shall be primary coverage for the Town of Poestenkill, its Board, officials, employees and representatives.

(c) The party of the second part agrees to indemnify the Town of Poestenkill for any applicable deductibles.

(d) Required insurance shall include general premises liability insurance in the amount of \$1,000,000 per occurrence/\$2,000,000 aggregate, as well as any required compensation or liability insurance for any of the Fire Company's members or volunteers.

(e) The party of the second part acknowledges that failure to obtain or maintain such insurance on behalf of the Town constitutes a material breach of contract and subjects the Fire Company to liability for damages, indemnification and all other legal remedies available to the Town. The Fire Company is to annually provide the Town with a certificate of insurance, evidencing that the above requirements have been met. The failure of the Town to object to the contents of the certificate of insurance or the absence of same shall not be deemed a waiver of any and all rights held by the Town of Poestenkill.

(f) The presence or absence of insurance as provided above notwithstanding, and to the fullest extent provided by law, the Fire Company shall indemnify, hold harmless and defend the Town against any and all losses, claims, actions, demands, damages, liabilities, or expenses, including but not limited to attorney's fees and all other costs of defense, by reason of the liability imposed by law or otherwise upon the Town for damages because of bodily injuries, including death, at any time resulting therefrom, sustained by any person or persons, including the Town's or the Fire Company's officials, employees, representatives, volunteers, guests or invitees, or other members of the public, or on account of damages to property, including loss of use thereof, arising directly or indirectly from the Town's or the Fire Company's use and occupancy of the premises, the Fire Company's use and operation of the fire apparatus and other vehicular equipment, or from any other acts or omissions on the part of the Fire Company, its officials, members, employees, agents, representatives, volunteers, patrons or invitees. If such indemnity is made void or otherwise impaired by any law controlling the construction thereof,

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such indemnity shall be deemed to conform to the indemnity permitted by law, so as to require indemnification, in whole or in part, to the fullest extent permitted by law. The indemnity provided by requirements contained herein shall be in addition to and not in limitation of any rights of common law indemnity.

9. In the event that the Fire Company determines to sell any real property or vehicle worth more than Ten Thousand Dollars (\$10,000.00), the Fire Company agrees to notify the Town not less than thirty (30) days before disposition of the asset.

10. All moneys to be paid under any provision of this contract shall be assessed and levied upon the taxable property in said district and collected in the same manner, at the same time, and by the same officers as town taxes are assessed, levied and collected.

11. The party of the second part is prohibited from assigning, transferring or otherwise disposing of this contract, or its right, title or interest therein, to any person, company, corporation or municipality without the written consent of the party of the first part.

12. This contract shall continue in force and effect for a period of two (2) years commencing on the 1st day of January 2020 and ending at midnight on December 31, 2021.

IN WITNESS WHEREOF, the parties hereto have duly executed and delivered this Agreement the day and year first above written.

TOWN BOARD OF THE TOWN OF POESTENKILL

By: _____

POESTENKILL FIRE COMPANY, INC.

By: _____

TOWN OF POESTENKILL 2020-21 FIRE PROTECTION SERVICES AGREEMENT

STATE OF NEW YORK)
COUNTY OF RENSSELAER) ss.:

On this _____ day of _____, 2019, before me, the subscriber, personally appeared Dominic J. Jacangelo, to me known and known to me to be the same person who executed the foregoing instrument, who being by me duly sworn, did depose and say that he resides in and is the duly elected supervisor of the Town of Poestenkill, the municipal corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Town Board of the Town of Poestenkill and that he signed his name thereto by like order.

Notary Public

STATE OF NEW YORK)
COUNTY OF RENSSELAER) ss.:

On this _____ day of _____, 2019, before me, the subscriber, personally appeared John Windover, to me known and known to me to be the same person who executed the foregoing instrument, who being by me duly sworn, did depose and say that he resides in the Town of Poestenkill, County of Rensselaer, State of New York; that he is the President of the Poestenkill Fire Company, Inc., the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation and that he signed his name thereto by like order.

Notary Public

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 19th day of December, 2019.

RESOLUTION NO. __ OF 2019

ACCEPTING THE 2019 NATURAL RESOURCE INVENTORY (NRI) FOR THE TOWN OF POESTENKILL

WHEREAS, the Poestenkill Conservation Advisory Council (CAC) has prepared a Town of Poestenkill Natural Resources Inventory 2019 (NRI) to assist the Town, its various Agencies and Boards and the Public in identifying and considering important resources located within the Town; and

WHEREAS, the NRI includes maps displaying the Town's mineral, water, biological, recreational, scenic, and historic resources and their significance to the Poestenkill community; associated data; and a descriptive report summarizing the inventoried resources, findings, and recommendations; and

WHEREAS, the purpose of the NRI is to provide information for comprehensive land use and conservation planning, and to allow natural resource information to be included in local planning and zoning considerations and decisions; and

WHEREAS, the NRI can inform the Comprehensive Plan update to designate critical environmental areas, develop and implement a municipal open space plan, amend existing zoning and subdivision regulations, evaluate the effects of proposed land use and zoning changes, inform environmental review of development proposals, and document current conditions so changes over time can be assessed; and

WHEREAS, the NRI was made possible by an award from the DEC Hudson River Estuary Program through a partnership with Cornell University at no cost to the Town by providing guidance to the work group, assistance with data acquisition and management, creation of resource maps, and review of the NRI report; and

WHEREAS, CAC volunteers Jeffrey Briggs (Chair), Marcia Hopple, and Jim de Waal Malefyt participated in monthly meetings, reviewed and guided revision of the resource maps, wrote the NRI report, and conducted public outreach; and

WHEREAS, technical assistance to the CAC was provided by DEC Conservation and Land Use Specialist Ingrid Haeckel, the NRI maps were created by Cornell University intern Rick Lederer-Barnes, and further technical support was provided by Nick Conrad and John Winter of Rensselaer Land Trust; and

WHEREAS, Rensselaer Land Trust contributed data and interpretation from the 2018 Rensselaer County Land Conservation Plan and Rensselaer Plateau Alliance contributed data and interpretation from the 2014 Rensselaer Plateau Regional Conservation Plan; and

WHEREAS, the NRI is posted in its entirety on the Town's web site for access by the public; and

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 December 19, 2019.

RESOLUTION NO. ___ OF THE YEAR 2019

**IN THE MATTER OF THE TOWN BOARD OF THE TOWN OF
POESTENKILL ACKNOWLEDGING THE CONDUCT
AND COMPLETION OF AN AUDIT OF THE TOWN
JUSTICE COURT FINANCIAL RECORDS FOR THE
CALENDAR YEAR 2018 AND AUTHORIZING THE
TRANSMITTAL THEREOF TO THE NEW YORK STATE
OFFICE OF COURT ADMINISTRATION (OCA)**

WHEREAS, New York State towns and villages are required to conduct an annual audit and review of the justice court records of the municipality as such records are presented by the local court justices in accordance with §2019-a of the Uniform Justice Court Act; and

WHEREAS, as evidenced by her written report dated and submitted to the Poestenkill Town Board on December 19, 2019, on December 4, 2019 Poestenkill bookkeeper Michelle Asquith on behalf of the Poestenkill Town Board conducted such an audit of the Poestenkill Town Justice Court financial records for the calendar year 2018; and

WHEREAS, said audit report has been received and the findings contained therein have been reviewed by the Poestenkill Town Board and, while certain minor discrepancies were noted in the report, no major issues have been found to exist;

NOW, LET IT THEREFORE BE RESOLVED, that the Town Board of the Town of Poestenkill hereby approves and adopts said audit report for the calendar year 2018; and it is further

RESOLVED, that a copy of said audit report for the calendar year 2018 be submitted to the New York State Office of Court Administration (OCA) for review by OCA's Office of Internal Affairs for recurring findings and other matters that might identify problems requiring further audit or remedial actions, with the results of such review to be integrated into the applicable risk assessment process.

MOVED BY:

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

November 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:		\$ 58.15
Marriage License	@ \$ 7.50	\$
Marriage Certificate	@ \$10.00	\$
A1255	Total Town Clerk Fees	\$ 58.15
A-1090	Penalties/Interest previously paid check #1077	\$ 10.43
A1289	Registrar	50.00
A2655	Minor Sales – Copies (certified copy) –	\$.60
A2544	Local Fee for Dogs	172.00
A2115	Planning Board Fees - ZBA Fees - \$	\$
A2555	Building Permits	\$ 1442.00
A2501	Junkyard License (Wait)	\$ 50.00
2110	Water Benefit Charge	\$ 355.31
A2720	Water Meter Fee - \$	
A2240	Misc. Water Charges - fill a pool	\$
A2706	Summer Camp (CREDIT CARD)	\$
A2710	Water Permit Fee - \$	\$
1001	Water Billing - \$ 1321.71	\$ 1,321.71
TOTAL WATER CHARGES		\$ 1,677.02
REVENUE TO SUPERVISOR - \$10.43		\$ 3,460.20
		3,449.77
Amount paid to State Comptroller for Games of Chance License		\$
Amount paid to DEC for Conservation Licenses		\$ 996.85
Amount paid to AG & Markets for fee for unsprayed/unneutered Dog program		\$
		40.00
Amount paid to State Health Dept. for Marriage Licenses		\$
TOTAL DISBURSED		\$ 1,036.85
December 5, 2019		\$
Dominic Jacangelo, Town Supervisor		
TOTAL AMOUNT RECEIVED BY CLERK		\$ 4,497.05
<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 November.</p> <p>Fees the application and payment of which are otherwise provided by law subscribed and sworn to before me this 5th day of December 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 NOVEMBER 2019

We have started to receive some new and renewal exemption applications for the Enhanced STAR, Aged, Agriculture, Disability, and Clergy. This is the second year of mailing the renewal forms early and it seems to work well for the residents and the office.

We continue to receive deeds and split/merger information from the County. The office reorganization and cleaning out of the old files is continuing as we get clarity of record keeping time frames from the County.

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 *R.L.B.*

Date: December 13, 2019

RE: Monthly Activities (November - December)

THE POESTENKILL LIBRARY PROJECT REPORT:

At the last Town Board meeting I was asked to oversee the library project, and I am doing so. On November 20th Harold Van Slyke brought to my attention, with photographs (Attachment #1), what he believed were deficiencies in the workmanship on the library porch. I inspected the workmanship and, as a past Poestenkill Code Enforcement Officer and as a current Professional Engineer, I found that the workmanship was unacceptable; Harold's concerns were well founded. Two specific significant concerns are (1) the column deck setting and poor load bearing support by the end porch load bearing member and (2) the deficient end porch load bearing member itself. Harold then (November 23rd) told the contractor to stop working until this issue was resolved. After several meetings with the contractor he agreed to redo the two main items which Harold and I requested. He will refasten the load bearing member in question and will support it in four locations with vertical treated lumber beams supported underground on a cement pad, in an approved "spread footing" manner. Furthermore, he will insure that the column itself will be properly seated on the decking to insure equal load distribution on the decking. This is important so that we do not void the manufactures' column warranty. The contractor also agreed to be more specific in his future billing, as requested by Harold. As the work proceeds, we will be carefully inspecting the work. Either Harold or I will keep you informed of the progress.

WATER REPORT:

From an overall viewpoint ---- everything is going quite well; we have recently made very significant progress with our leak locating work. This is an important area of our

responsibility and I believe that we should constantly focus our efforts on leak detection until we completely resolve our outstanding issues. This will be a long term undertaking, one which we must continually monitor. The past increase of water leaks, which, until recently, were not detected and repaired, is a reminder of the need for ongoing attention.

As a result of our focused leak locating and repair efforts for the last three months we have found and repaired four significant leaks which have reduced the daily wasted water by over 45,000 gallons per day, resulting in over \$ 98,000 annual savings to the Town for charges from Troy and Brunswick for water supplied by Troy and pumped through Brunswick. Additionally, this Town savings is understated since it does not include our chlorine costs for disinfection. Taken together, the four leaks which we have found and repaired in the last several months have saved the Town over \$ 100,000 annually. For your information, I have attached a graph with the daily pumped water volume (from our 360 Report to the NYSDOH; The appropriate 360 Reports are also attached); the savings which I mentioned are derived from these reports. You can readily see when the largest leak was found and fixed by the significant daily decrease in pumped water at the pump station. For your information, three of the leaks were repaired at the residents' expense (66 Main Ave, 12 Furry Road, and Route 351) and one was the responsibility of the Town (128 Main Ave). (Attachment #2).

SIGNIFICANT 2019 WATER DISTRICT ACCOMPLISHMENTS:

Since the year end is fast approaching, it is noteworthy to mention some of our more important accomplishments during 2019:

1 – One significant accomplishment is the previously mentioned annual Town savings of \$100,000 from water leakages found and repaired.

2 – During 2019 Troy and Brunswick had five significant water main breaks which could have affected Poestenkill; they did not, however, impact our water customers due to the fact that we were able to respond within minutes of receiving calls from the Water Superintendents of Troy and Brunswick. We immediately went to the pump station, turned off our pumps and further isolated Poestenkill from Troy and Brunswick by closing the appropriate valves to our water mains. During this timeframe, when our pumps were turned off, our residents were "gravity-fed" from the 410,000 gallon storage tank on Hinkle Road until the Troy and Brunswick water main breaks were repaired. This is an example of why it is important that the Water Team live near-by and are available 24/7. They must be available via cell, not only during daytime hours (five days), but 24/7, for instantaneous response to an emergency. As a matter of fact, FYI, if a problem occurs at the Pump Station (a power failure or other improper operation of our equipment, for example) the Sensaphone Automatic Calling Unit at the Pump Station

automatically calls my cell number (518-542-4960) on a 24/7 basis; I always respond appropriately and in a timely fashion to these calls.

3 – Working with the Quail Meadows personnel, we helped design and inspect the Phase 2 water installation, which is now completed. In performing this work for Quail Meadows, the Town has already received \$ 4,000 to cover costs for my Professional Engineering services to Quail Meadows. Similarly, the Town was paid \$4,500 by the Lochvue Development organization for my Professional Engineering services to them. Both the Town and the contractor financially benefitted by this arrangement.

4 – All of our NYSDOH and RCDOH required chemical test results for 2019 were tested and reported as “satisfactory” by Bender Labs. (St. PETER’S HOSPITAL ENVIRONMENTAL LABORATORY). No objectives were missed.

5 – Our water operations were audited by the RCDOH (Amanda Serrafino) and we were complimented on our performance; there were no negative items mentioned.

STATUS OF NORMAL WATER OPERATION FUNCTIONS - (November - December)

Normal Pump Station maintenance is being performed as required. Additionally, we have been investing a significant effort in updating and maintaining our water facilities on a seven day per week basis.

Repaired the LMI pump transfer system at Pump Station for automatic tank transfers when liquid runs out in a given tank; this involved determining the location and repairing the clogged piping from the tank to the 6” high pressure injection line.

Installed a fan in the pump room at the pump house to provide warm air movement (from the ceiling to the lower level) during the winter months to keep our equipment from freezing.

Cleared the brush and debris from around the fenced-in water tank area on Hinkle Road.

Working on issues associated with the Meter Pit installation at Creek Road, the interconnection point of our water system with Brunswick; we must do more work here to bring the installation up to par.

Frequently, a street valve is located below the surface level, particularly where grading has been done in an area adjacent to the roadway; for example, in front of our pump station we have three such covered street valve “Box” situations. To eliminate the very costly replacement of the street valve “Boxes” we have developed an alternate cover

solution (SONATUBE / CEMENT COVERS) which we manufactured ourselves at a cost of only about \$ 10 each, as opposed to the replacement cost which can easily cost \$400 each. (Attachment #3)

Received a call from resident at 5 Weatherwax, concerned that they were using more water than in the past. We discussed the situation and we both (she and me) will investigate further to find the source of the trouble.

On Wednesday night (11/6/2019) at 9 PM I received an urgent call from the resident at 66 Main Ave. (a new owner) stating that she had flooding in her basement and that it appeared to be coming from outside her house. I informed her that we would be there within 15 minutes. Upon arriving we took all the proper steps and were able to determine that the leakage was coming from her service line between the curbstop and the house (the resident service line); therefore the repair was the homeowners responsibility. We immediately turned off the curbstop and this stopped the water from entering her house. We further helped the homeowner arrange for repairs (at her expense). The service entrance pipe was then replaced on Friday (11/8/2019). The homeowner later called me again to express how appreciative she was for our help.

Coordinated with the Mueller Meter Computer organization, Sue Horton, and Mike Noble to upgrade the Town computers to handle the reading of meters and the billing of residents, so that, beginning January 1, 2020 we will be able to handle both the old and the new Hersey Water Meters.

Repaired the area in the lobby of Town Hall building where the old ashtray, mounted on the wall, was removed. (This involved plastering and painting).

Completed winter preparations at the pump station. For example, put the wooden "cold weather barriers" in the pump station windows, drained and cleaned the two 35 gallon chemical storage tanks used for LMI pump chlorination and the associated piping, etc.

We replaced a corroded and leaky 3/4" galvanized coupling and a ball valve in the high pressure water line feeding chlorine into the high pressure pump station output pipe to our system.

Made some specialized tools to enter the underground meter pit on Spring Avenue Extension and Creek Road, as well as other related tools.

Placed macadam at several street valve locations in front of the hydrants to protect them from being damaged in winter by snow plows.

Completed the 2019 hydrant flushing program. Our flushing activities will be discontinued over the next several months because of seasonality effects, freezing

conditions; we will then only flush for specific isolated problems during the winter and will resume our normal flushing activities next May.

Completed repair of the heating unit for the large emergency generator unit at pump station. Both emergency generators have now been winterized, run and checked out and ready, should we need them during the winter months.

Continued field testing curbstops and street valves for leakage.

Worked with several residents to help them determine the feasibility of connection to the Municipal Water System. Also, worked with one contractor who will perform a "wet tap" for service connection. As a result, one location – 4 Williams Street - has since begun their water installation, completing the excavation, service pipe burial and pressure testing into the house; the remainder of the system will be installed later.

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, which is submitted to the RCDOH and the NYSDOH each month.

Cleaned various Valve Piping components at the pump station; this is an area requiring continuous routine maintenance, and is critical to the chlorination process. The chlorination process, by its very nature, causes solidified calcium blockages in the lines which must be periodically cleared. We also replaced one high pressure line at the pump station which was restricting the chlorine flow to the LMI pumps feeding the main pipe output to our system. There are many potential trouble spots in the system which, when clogged, will reduce the LMI pump output and will affect our daily Chlorine Residual test results submitted monthly to the RCDOH and NYSDOH.

We are continuing to wire brush and paint some of our facilities to keep them in good condition, notably our street valves in preparation for the snow and icy conditions.

We designed and manufactured (at no cost to the Town), a number of specialty tools to be used in maintenance operations in the water district; of particular interest and usefulness are three special tools which we designed to fit into street valve boxes and into curbstops so that dirt clogged facilities (filled with debris) may be "shop-vacuumed" out in the field using our portable generator for power.

We picked up 20 gallons of 12.5% sodium hypochlorite on each of three trips to Agway for daily use at pump station.

On November 1st, December 4th and December 9th we took water test samples at Town Hall and at the Poestenkill Fire Company, completed the "chain of custody" paperwork, and delivered the test samples to Bender Labs in Albany (ST. PETER'S HOSPITAL ENVIRONMENTAL LABORATORY) for testing as required by the RCDOH and NYSDOH. This month we were required to sample not only for Total Coliform, but

also to perform the quarterly THMs (Trihalomethanes) and Halocetic Acid testing, both at Town Hall and also at the Poestenkill Fire Company. Our good lab test results every month this year have been "satisfactory", reflecting our strict adherence to required chlorination and chemical testing procedures.

Performed significant work on our "Street Valve Exercise Program" to prioritize and exercise the critical street valves in our system, before the winter ice and snow arrive, cleaning and painting covers of critical valves for ready access during the winter months if needed.

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

We are working on developing a specialized "Water District" map for Poestenkill, to be used for maintenance and other planning operations. These maps are essential to our ongoing leak detection process.

We performed the monthly maintenance functions on the large emergency generator located at the pump station; some of these functions involve running the generator for a period of time and checking the output voltages for accuracy. We also performed the monthly operational test on the portable 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 for the large generator. This unit is needed in order to properly operate the generator. We have completed the necessary repairs and are ready should an emergency occur requiring these generators.

Performed ongoing work 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 is now completed.

On Wednesday, 12/11/19, we took the resident water readings and provided them to Sue Horton so that she can perform the 4th quarter billing.

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

Issued 4 new permits for new connections to the Municipal Water System and inspected 3 new water installations.

We have begun to assign GPS information to the street valves in our system; this has never been done before and is a long term project which will benefit Poestenkill.

We are investigating the potential for external flow meters to be installed on our major pipe routes. We are also investigating the "CORRELATION" method of leak locating in conjunction with Troy.

Inspected the first two components for a new service installation at #10 Lochvue Drive and flushed the line, awaiting final installation after the house is built.

Handled appropriate customer billing issues; all were positively resolved, and the residents paid their outstanding bills. We want to thank our Town Attorney, Jack Casey, for his assistance with a difficult case which has now been resolved.

Worked with other Town organizations on various Town undertakings and problems (ie: various subdivision issues, for example) and other special situations such as the construction issues associated with the work being performed at the Poestenkill Library.

Based upon concerns expressed by Toby Chadwick regarding the placement of two hydrants relative to the drainage ditch at Quail Meadows, we had the contractor relocate the two hydrants. We also want to thank Artie, from Tobys' shop, who changed the oil in our large generator at the pump station, as well as Kevin who plows the pump station area.

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!

Attended the AWWA sponsored training on "Water Meter Design & Maintenance" at the Troy Water Plant.

Attended the Adirondack Waterworks Fall Conference Meeting.

SMALL LEAKS --- BIG \$ LOSSES:

It is sometimes difficult to determine the amount of water loss and the cost of a small leak. To aid this effort the Master Meter company has provided handouts which provide some data. (Attachment #4). For example, a 1/4" size leak would result in 400,000 gallons of lost water per month, costing \$2,000 per month (\$24,000/yr.). Likewise, a 1/8" leak would be 100,000 gallons leaked per month costing \$500 per month (\$6,000/yr.); a 1/16" leak would be 25,000 gallons per month, costing \$125 per month (\$1,500/yr.). We have used this information, as well as our computerized capability to help a number of our residents identify leaks such as toilets, etc. It should be noted that the above mentioned losses and costs are calculated at a water pressure of 60 psi. This means that a leak in our system from the Pump Station to the meter would actually be greater than shown, since our "line pressure" is approximately 100 psi. Likewise, in the home (beyond the meter) the loss would be somewhat less than shown due to the fact that water pressure in the home is less than 60 psi, normally about 45 to 50 psi. The NYS code requires that the maximum in house pressure be 60 psi.

NYRWA (NEW YORK RURAL WATER ASSOCIATION):

You have become familiar with the help which Poestenkill has received, at no cost to the Town, from Circuit Riders from the NYWRA (New York Rural Water Association) regarding leak detection. Poestenkill maintains an excellent relationship (as a member) with the NYRWA team. Well, we are about to get more help, at no cost to the Town, help in maximizing our energy use at the pump station. According to the EPA, the highest energy users for most municipalities are their water and wastewater systems; behind aerators, pumps are the second largest consumers of electricity in treatment systems. I have contacted Jake Gardner, the NYRWA Energy Efficient Circuit Rider, and he has agreed to come to Poestenkill to help improve our system efficiency. I am in the process of gathering the last years' monthly electric and pumping volume data necessary for this analysis and will keep you informed of our progress.

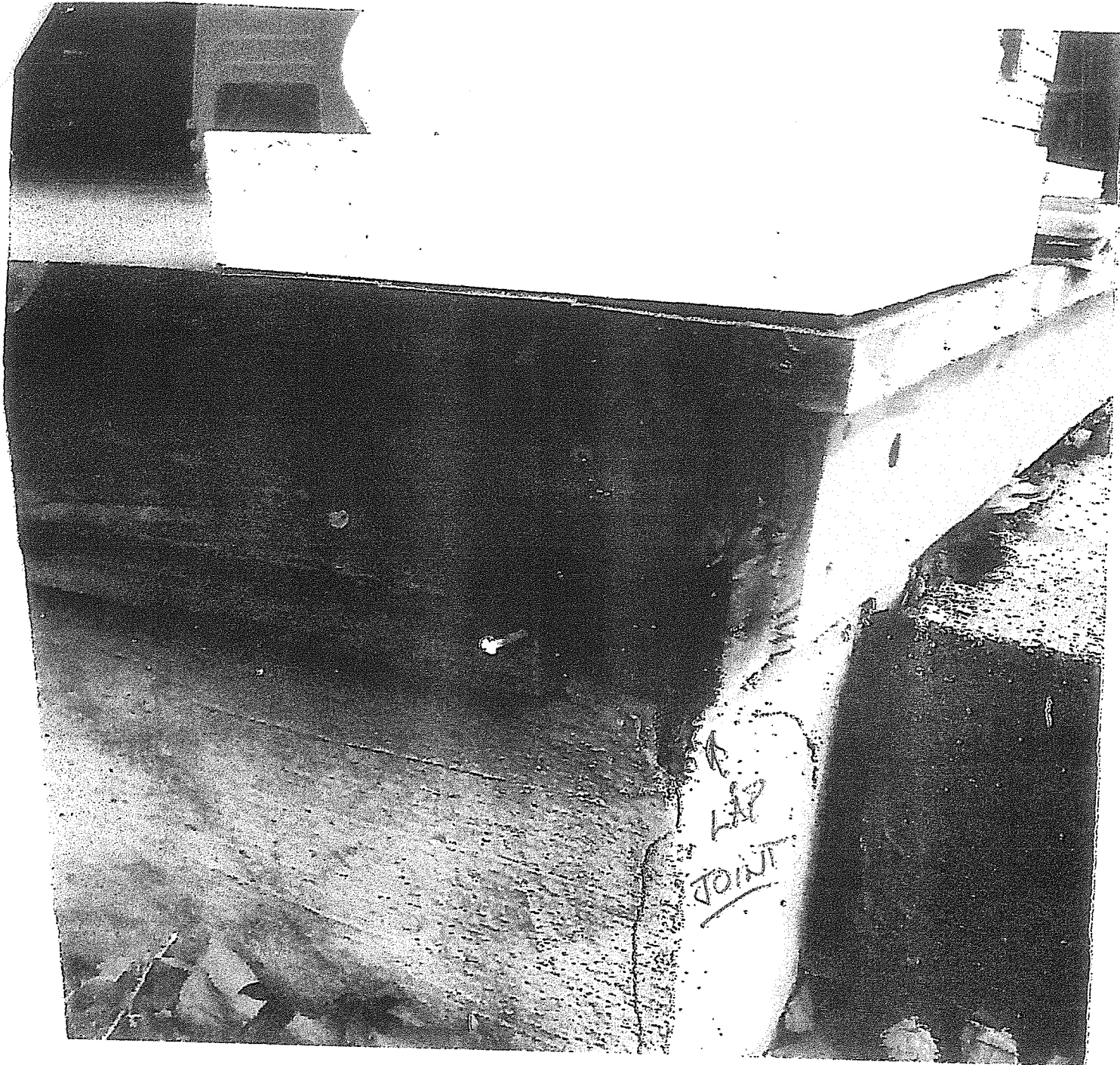
811 REPORT:

All 811 Dig Safe daily requests (tickets) were received and responded to appropriately and in a timely fashion. These tickets are generated by homeowners and by individual contractors. In addition to the daily markout requests, I receive the emergency callouts at night or on the weekends for unique circumstances such as a utility pole being knocked over by a vehicle, etc. These emergency 811 callouts are generally initiated by the respective utilities (National Grid, Verizon, etc.) or by the 911 organization. I maintain good relationships with the utility field foremen (who have my cellphone number) and with the 911 and the 811 organizations; the system is working well. On each of these tickets I receive, I pull the respective Plats for the section of our water system, and I then call the Field Contact, discuss what he is planning to do, and arrange a "meet" if necessary. I provide the details of our system, mark out the pipe locations when appropriate, and exchange telephone numbers with him and ask to be kept informed if he changes the schedule. I then follow up (visit the work location) when the job is progressing to insure that no problems occur.

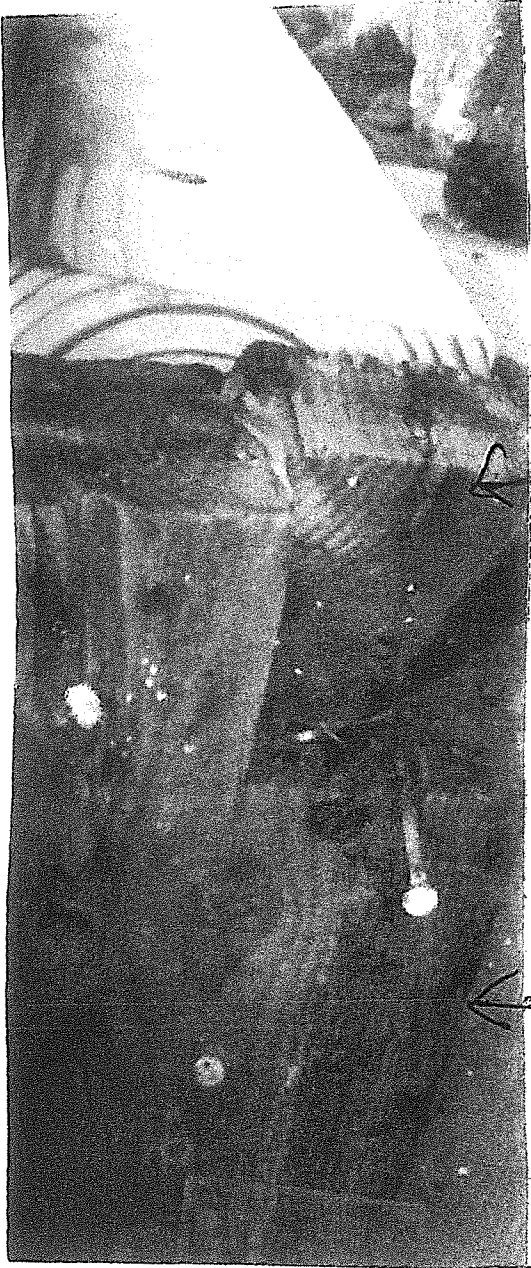
Many do not understand the legal requirements of the 811 Program and I have included the following details for your information. Calling 811 is not optional; it is required by New York State law, under 16 NYCRR Part 753, (also cited as Industrial Code 53, or Rule 53) concerning safe excavation practices and the protection of underground facilities in New York State. This requirement applies to any excavation, even 6 inches, if mechanized equipment is used. This law applies to the homeowner as well as to the contractor.

Our Town responsibility includes responding to the daily 811 requests (7/24) issued by the "Call 811" call center located in Syracuse and to the Emergency Requests issued. I have been handling 811 requests both in Poestenkill and for Verizon in New York City for over 40 years and have seen the results of not properly performing our duties. In my private Professional Engineering practice I have handled many civil lawsuits involving contractor "hits", some of which exceeded \$500,000 (the 811 locating and

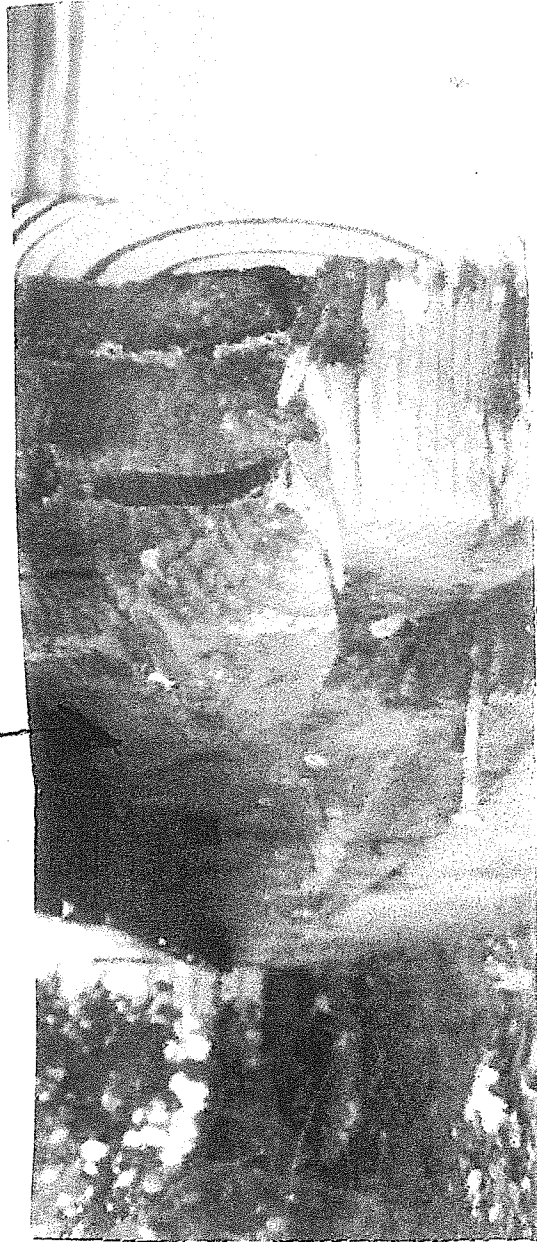
markout tickets and the utility's' response is always an issue in (his type of legal case).
The bottom line here is that the Towns' 811 responsibility is significant and should not be ignored or taken lightly.



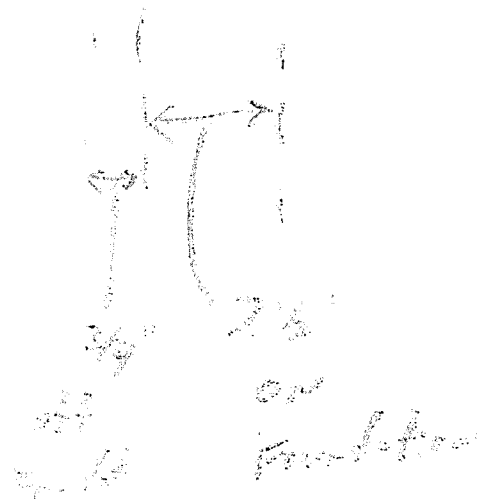
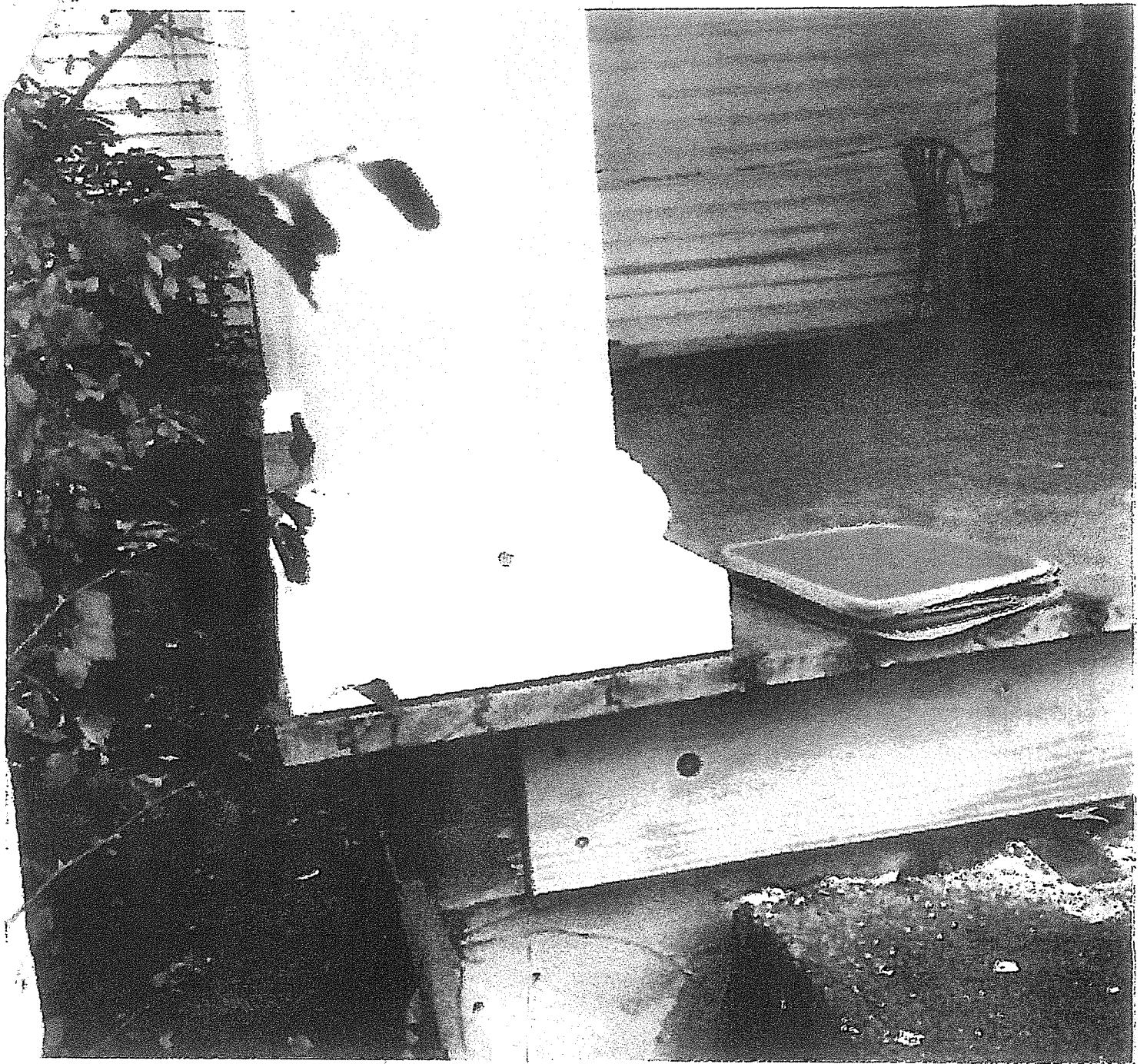
ATT #1



IMPROPER LOAD BEARING SIDE MEMBERS

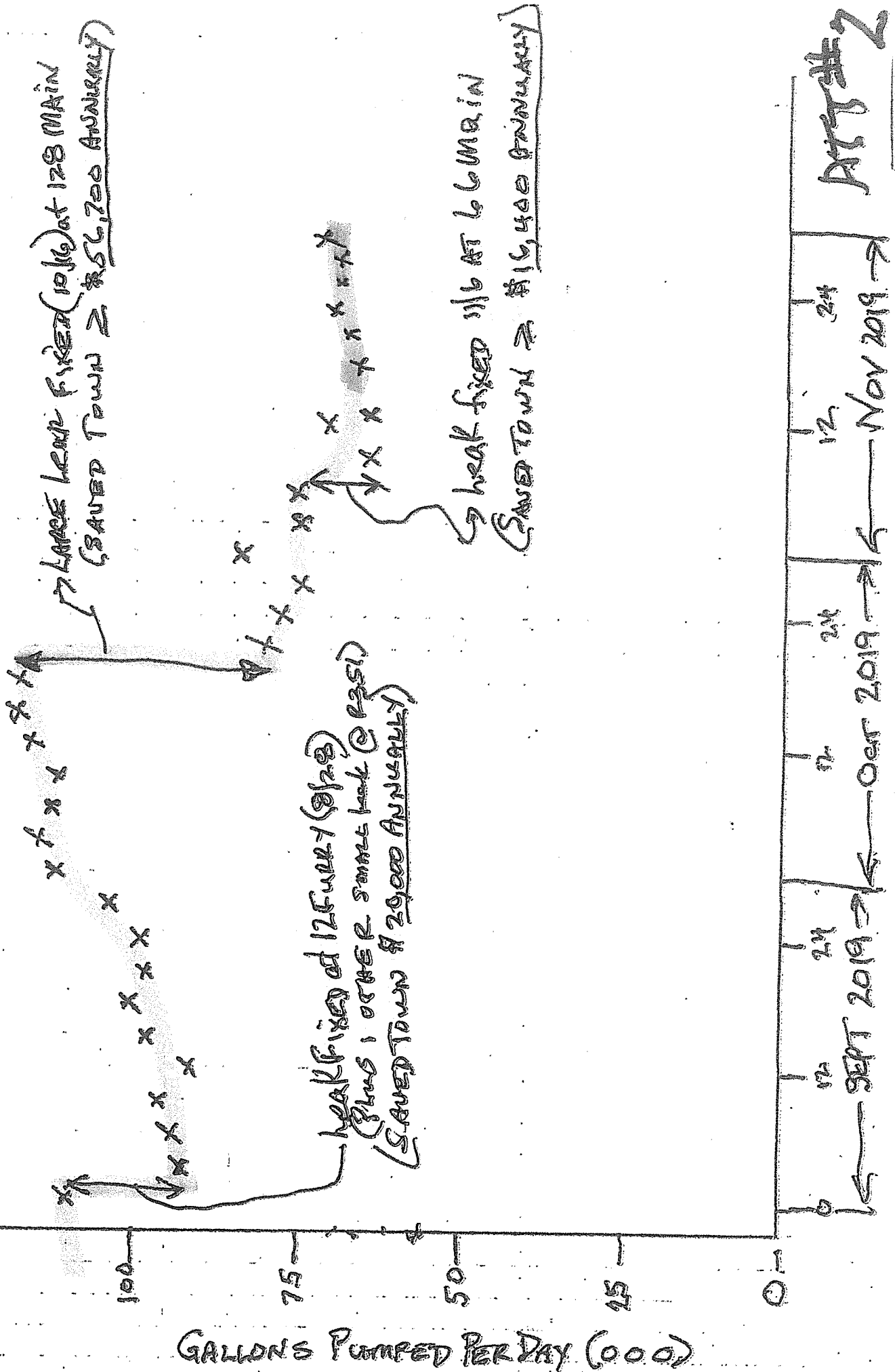


ATT #13



ATT#1C

ROESTENKILL DAILY WATER PUMPED



ATT # 2

SEPT 2019 ← Nov 2019 →

Public Water System Name TOWN OF POESTENKILL	Reporting Month/Year Sep-19	Date Report Submitted 10/1/2019	Source Water Type(s) <input type="checkbox"/> Surface <input type="checkbox"/> Ground <input type="checkbox"/> G/WUDI
Public Water System ID NY4130	County RENS	Town, Village, or City POESTENKILL	<input type="checkbox"/> Purchase with subsequent chlorination <input type="checkbox"/> Purchase w/out subsequent chlorination

DATE	Source(s) in Use	Treated water volume (1,000 gallons/day)	Chlorination				Other Treatments / Readings		
			Gaseous		Liquid Hypochlorite added to crock (gallons or quarts)	Free chlorine residual at entry point (mg/l)	METER PIT LOW	HIGH (00)	
			Cylinder weight (lbs.)	Chlorine used per day (lbs.)					
1	1	109.2			1.5	0.54			
2	1	102.2			1.5	0.9			
3	1	92.2			1.5	0.46			
4	1	84			1.5	0.69			
5	1	93.8			1.5	0.75			
6	1	92.6			1.5	0.64			
7	1	92			1.5	0.6			
8	1	89.9			1.5	0.72			
9	1	96			1.5	0.7			
10	1	96.9			1.5	0.65			
11	1	93.8			1.5	0.94	3493616	867604	
12	1	93.2			1.5	0.49			
13	1	103.2			1.5	0.9			
14	1	96.8			1.5	0.75	3611598	869491	
15	1	98.9			2	0.52			
16	1	92.3			1.5	0.71			
17	1	93.5			1.5	0.57			
18	1	100.5			1.5	0.86			
19	1	97.3			1.5	0.89			
20	1	100.8			1.5	0.82			
21	1	98.1			1.5	0.96			
22	1	100.2			1.5	1			
23	1	103.9			1.5	0.95			
24	1	99			1.5	0.84			
25	1	104			1.5	1.1			
26	1	99.5			1.5	1.04			
27	1	104			1.5	0.91			
28	1	99.8			1.5	1.02			
29	1	107			1.5	0.92			
30	1	115			1.5	0.9			
31									
Total		2949.6			45.5				
AVG.		98.32			1.51666667	0.791333333			

Chlorine Mix Ratio = 1:00 quarts/gallons of 12.5 % chlorine added to 30 gallons of water in crock

Reported by: ROBERT BRUNET Title: SYSTEM OWNER NYS DOH Operator Certification Number: 000133204

Signature: _____ Date: _____ Operator Grade Level: C

ATT 2 A

NEW YORK STATE DEPARTMENT OF HEALTH

Bureau of Water Supply Protection

Water Systems Operation Report

Microbiological Sample Results

Public Water System Name	Reporting Month/Year	Date Report Submitted	Source Water Type(s)
TOWN OF POESTENKILL	Oct-19	11/1/2019	<input type="checkbox"/> Surface <input type="checkbox"/> Ground <input type="checkbox"/> GWAUDI
Public Water System ID	County	Town, Village, or City	<input type="checkbox"/> Purchase with subsequent chlorination
NY4130	RENS	POESTENKILL	<input type="checkbox"/> Purchase w/out subsequent chlorination

DATE	SOURCES IN USE	TREATED WATER VOLUME (1,000 GAL/DAY)	CHLORINATION				Other Treatments / Readings		
			GASEOUS		LIQUID		FREE CHLORINE RESIDUAL AT ENTRY PT. (GALS)	METER PIT LOW	METER PIT HIGH
			CYLINDER WEIGHT (LBS)	CHLORINE USED /DAY	HYPOCHLORITE ADDED TO CROCK (GALS)				
1	1	117.2			1.5	0.89			
2	1	117.3			1.5	0.74			
3	1	115			1.5	0.76			
4	1	126.9			1.5	0.7			
5	1	115.9			1.5	0.66			
6	1	114			1.5	0.67			
7	1	120			1.5	0.71			
8	1	118.9			1.5	0.64			
9	1	113			1.5	0.56			
10	1	119			1.5	0.67			
11	1	113			1.5	0.59			
12	1	117			1.5	0.56			
13	1	113.2			1.5	0.53			
14	1	120.3			1.5	0.51			
15	1	120			1.5	0.49			
16	1	114.7			1.5	0.46			
17	1	111.4			1.5	0.5			
18	1	117			1.5	0.48	4953186	895346	
19	1	108			1.5	0.56			
20	1	85.6			1.5	0.62			
21	1	79.6			1.5	0.39			
22	1	75			1.5	0.46			
23	1	75.9			1.5	0.69			
24	1	73.9			1.5	0.93			
25	1	75.2			1.5	1.1			
26	1	72.6			1.5	1.17			
27	1	75			1.5	1.07			
28	1	79.6			1.5	1.12			
29	1	82			1.5	1.1			
30	1	72.6			1.5	1.2			
31	1	77.2			1.5	0.94			
Total		3136			46.5		4953186	895346	
AVG.		101.1612903			1.5	0.72483871	4953186	895346	

Handwritten notes:
 1000
 11/1/19
 11/1/19

Chlorine Mix Ratio = 1:00 quarts/gallons of 12.5 % chlorine added to 30 gallons of water in crock

Reported by: ROBERT BRUNET Title: SYSTEM OWNER NYS DOH Operator Certification Number: 010239264

Signature: _____ Date: 11/1/2019 Operator Grade Level C

ATT 2 B

Public Water System Name TOWN OF POESTENKILL	Reporting Month/Year Nov-19	Date Report Submitted 12/1/2019	Source Water Type(s) <input type="checkbox"/> Surface <input type="checkbox"/> Ground <input type="checkbox"/> GWUDI
Public Water System ID NY4130	County RENS	Town, Village, or City POESTENKILL	<input checked="" type="checkbox"/> Purchase with subsequent chlorination <input type="checkbox"/> Purchase w/out subsequent chlorination

DATE	Source(s) in Use	Treated water volume (1,000 gallons/day)	Chlorination				Other Treatments / Readings		
			Gaseous		Liquid	Free chlorine residual at entry point (mg/l)	METER PIT LOW	HIGH (00)	
			Cylinder weight (lbs.)	Chlorine used per day (lbs.)	Hypochlorite added to crock (gallons or quarts)				
1	1	73			1	1.13			
2	1	67.2			1	0.98			
3	1	74.7			1	1			
4	1	81.1			1	0.96			
5	1	77.6			1	1.01			
6	1	73.1			1	0.87			
7	1	73.8			1	0.74			
8	1	68.1			1	0.82			
9	1	61.5			1	0.76			
10	1	68.5			1	0.9			
11	1	69.4			1	0.8			
12	1	70.7			1	0.78			
13	1	62.4			1	0.87			
14	1	67.7			1	0.82			
15	1	60.8			1	0.9			
16	1	65.9			1	0.79			
17	1	65.7			1	0.91			
18	1	69.5			1	1.1			
19	1	65.3			1	0.89			
20	1	62.3			1	0.85			
21	1	68.3			1	1.2			
22	1	69.7			1	0.9			
23	1	63.7			1	0.9			
24	1	68.2			1	0.89	636442	909423	
25	1	70.8			1	0.82			
26	1	63.2			1	0.98			
27	1	66.5			1	0.86			
28	1	68.6			1	0.94			
29	1	71.8			0.5	0.92			
30	1	70.9			0.5	0.86			
31									
Total		2060			29				
AVG.		66.6666667			0.96666667	0.905			

Chlorine Mix Ratio = 1:00 quarts/gallons of 12.5 % chlorine added to 30 gallons of water in crock

Reported by: ROBERT BRUNET Title: SYSTEM OWNER NYS DOH Operator Certification Number: NY0009204

Signature: _____ Date: 12/1/2019 Operator Grade Level C

ATT 20



SMALL LEAKS BIG LOSSES

STOP LEAKS. START SAVING.

Start Saving with Master Meter

Master Meter's advanced measurement technology, 3G AMR/AMI, and MasterLinx™ MDM software help utilities curb water loss and start building revenue.

Discover Leaks! Capture Revenue! Protect the Bottom Line

DON'T KNOW HOW MUCH WATER YOU'RE LOSING?

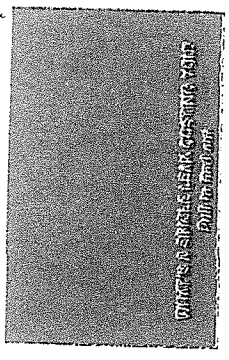
Here's what you might be losing:

LEAK SIZE	MONTHLY WATER LOSS	POTENTIAL REVENUE LOST	

IT ALL ADDS UP TO REVENUE.

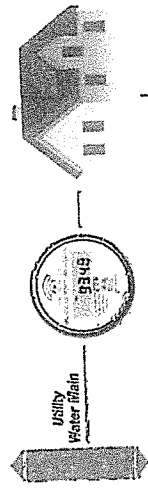
Pay Water's

at the end of the month



Pinpoint Leaks. Stop the Losses.

Master Meter's technology helps utilities proactively monitor, identify and respond to leaks on both sides of the meter.



- 3G LeakZones™ (DMA/DMZ)
- PermaLog Leak Detection

- Active Revenue Impact Alerts™ (Leak, Tamper, Theft, Zero Consumption)
- Advanced low flow capabilities to capture every drop
- Sustainable accuracy beyond 35+ years of use

Water loss is in gallons based on 60 PSI. Figures show monthly loss. Financial numbers are based on 100 USG usage per person, 2.5 people per connection and \$35.00 monthly average water bill. These figures vary widely depending on the water utility, and should not be used as an official billing tool. This calculator is intended to highlight the significant financial impact that even small leaks can have on a utility's bottom line. Metric version is in CAN \$.

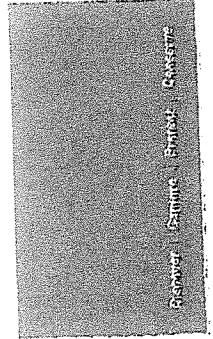


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ATT # 4



TOWN OF POESTENKILL

38 Davis Drive, P.O. 210

Poestenkill, NY 12140

December 12, 2019

To: Dominic Jacangelo
Town Board members

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

Re: November 2019 work activities

My work hours for the month totaled 49 $\frac{3}{4}$. Fees collected through this office totaled \$1202. Nine building permits were issued for the month. Permits included one new house on Chain Mountain Way, one for a new wood stove and chimney installation, two roof replacements, two replacement siding installations, one inground pool, one replacement sliding door install, and one renewal of an existing permit.

Activities included:

- 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 September 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. August—No update from DEC at the time of this report. September 2019 UPDATE: DEC has informed the CEO office of its findings and has found violations exist and has mailed its determination to Mr. Cooper. The matter is being referred to its next step for mitigation. Status is same.

- 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. Eleven building permits were closed during the month of October; one received a Certificate of Occupancy and ten

received a Certificate of Compliance. The house formerly vacant and up for sale received the Certificate of Occupancy for a complete renovation. Three of the building permits related to fire incidents in November 2018 were finally closed after receiving documents and performing compliance inspections. See attached list.

- One closed permit in the month of October is for a new home with noted compliance issues and presently for sale. There has been interest in the purchase of the home and phone conversations with the interested buyers have explained the non-compliance items.
- There are 4 existing open building permits for new house construction. One house is a long term projects with extensions, one is 90% completed and will extend the building permit, and the remaining 2 are new permits. There are two open building permits for pole barns (one permit expired 10/2019 and phone call to owner was made without response and the other was extended). Onsite inspections have taken place for compliance to the building code.
- **MS4:** Bi-monthly MS4 county communities meeting was attended in East Greenbush. Ongoing weekly MS4 compliance reviews are being conducted by the site inspectors hired by the developers for Quail Meadows and Lochvue. Minor deficiencies are typically found but neither developer has corrected the deficiencies in timely periods. New house under construction noted at Lochvue. Weekly reports have resumed, and deficiencies have been noted each week without any corrections from the developer. The engineering firm responsible for the weekly reports disavowed any responsibility for enforcing compliance to SWPPP. A letter is being drafted to send to the owners of Lochvue about compliance to the SWPPP plans on file. Lochvue has cleared an access to the 3rd collection pond but questions remain about compliance to the SWPPP. **A review of the SWPP was conducted and it appears the access road to the 3rd collection pond may be correctly completed. More reviews will be conducted prior to a Notice of Termination being filed in the future.**
- 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. Status same.

- One area noted for flooding noted a barn under construction without a building permit. Owner notified that he needs a building permit and that the barn was in a FEMA floodplain. Waiting for the building permit application. **Received building permit application and resolution to Town Board submitted for a fee waiver due to meeting all of the criteria for an agricultural exemption. Waiting for the applicant to sign and pick up the permit.**
- 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. The inspection found minor electrical deficiencies, missing exit signs, and lack of occupancy postings. Efforts are underway now for compliance. **Occupancy Postings and letter stipulating deficiencies was provided to the manager and copies mailed to the out of area owner. Compliance inspection will be scheduled prior to 2/1/2020.**
- 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 the existing Property Maintenance violations. The visit, accompanied by NYS Police, found a non-cooperative resident who would not allow access to the property to either NYS Police or myself. The visit found a new RV inhabited by the daughter of the property owner. The presence of the occupied RV is in violation of the Town Code due to insufficient acreage for that zone and the lack of Rensselaer Co. approved septic system. The owner/occupant was notified of the violations with 30 days notification for removal of the RV, and removal of any junk/debris detrimental to the appearance of the property and the safety of its inhabitants. The occupant was also notified that a Zoning area variance may be necessary to keep an occupied RV on the premises and to contact the Zoning clerk for information. The RV must be vacated until Town Zoning and County Health department approvals have been obtained. STATUS: At this time, no approvals have been received from Rens. Co. Health Dept. The owner has not contacted this office for information for a**

zoning variance. Will be speaking with the Town Attorney to schedule a court date.

- 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. It is still noted the presence of the CONEX. No attempt has been made by the owner to contact Planning for a SUP to conduct his commercial business on the property. **STATUS: same.**
- Received complaints from a neighbor of 160 Lynn Rd. for a commercial operation in a RR1 zoned area. The complaints have also been received by Supervisor Jacangelo and forwarded. The operation involves firewood processing. There is a Morton style structure only on the lot constructed in 2015 with a building permit. No primary structure exists. The lot is approx.. six acres. The operation is not permitted according to the present land use schedule. **CEASE AND DESIST** postings have twice been placed and are not presently visible where posted. A letter sent conventionally was sent and a certified letter was sent a week later. The letter instructed the operation to **CEASE AND DESIST** and to contact Zoning/Planning for information. **Hours also included 3 visits to the site to verify the operation in question. Follow up to the mailings was received by Lynn Kane from the former wife and resident of the mailing address listed on the website. Lynn Kane was informed that she did not forward the information to the owner of the operation. A surprise impromptu meeting with Planning Board Chairman Tom Russell, the owner Joseph Hitchcock, and myself was held on Saturday morning 10/23. The owner stated the official mailing address is that location, he was not responsible for removing the CEASE AND DESIST postings, and he was willing to work with the town to resolve the issue. He was instructed to contact the Planning/Zoning Board secretary to receive information and how to proceed to keep his operation. At the time of the report, the owner has not contacted the secretary.**
- Met with a design professional hired to expand an existing business in the hamlet. Her concerns were with compliance to the NYS Building and Fire Code. No plans have been submitted to date. **The owner was issued a demolition permit to prepare the structure for the expansion.**
- Met with a prospected buyer for property under renovation on Main St. He inquired if the property is zoned or permitted for a multi-family residence. He was informed the property has a valid building permit to perform interior and exterior alterations and repairs to support the present occupancy of a 2 family structure. He was inquiring if the property could be converted to a multi-family residence. I referred him to Zoning/Planning Board clerk. Lynn Kane performed a history check in

the archives and found a number of stipulations that were not in compliance to move the project for approval to a multi-family residence.

- Responded to Poestenkill Fire Dept request for Code Enforcement at 5:30am on 11/18 to 332 Plank Rd. The fire department responded for a reported chimney fire and found fire extension with significant smoke damage to the structure. CEO found numerous fire safety code violations and property maintenance violations. House ordered vacated until code compliant electric, heating, and property maintenance violations corrected.
- Met with Councilman Van Slyke, Bob Brunet in his capacity as a P.E., and contractor John Pember for concerns Councilman Van Slyke had for the library project. The meeting resulted in satisfaction by Bob Brunet and Councilman Van Slyke for the project to continue with some stipulations that all agreed to.

Paul F. Barringer

CEO Paul Barringer - Files closed - November 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>
11/14/19	CC	4818	Bill Weis (new roof)	334 Snyders Corner	125-10-21	10/31/19
11/14/19	CC	4743	Michael Kronau (electrical)	775 NY 351	125.12-5-4	11/6/18
11/14/19	CC	4657	Christian & Betsy Pinho (pool)	924 NY 351	114.-2-20.2	8/31/17
11/14/19	CO	4772	Christian & Betsy Pinho (deck)	924 NY 351	114.-2-20.2	5/16/19
11/14/19	CC	4792	Patrick & Linda Emery (porch)	15 Main St.	125.12-7-14	7/11/19
11/14/19	CC	4539	Brian Nikles (deck)	73 Abbott Drive	125.-11-40	6/23/16
11/14/19	CC	4713	Joseph Milos (shed)	2 Lawrence Rd.	125.-1-15	7/12/18
11/14/19	CC	4753	David Leckonby (electrical)	9419-9421 NY 66	124.-11-24.12	12/6/18
11/14/19	CC	4754	David Leckonby (replace boiler)	9419-9421 NY 66	124.-11-24.12	12/6/18
11/21/19	CC	4755	Laura & Nathaniel Angell (renov)	13 Brod Acres Rd.	125.-1-54.2	12/11/18
11/29/19	CO	4802	Trevor Jewett (Repairs, clean up)	258 Columbia Hill Road	126.-5-18	8/13/19

FILES TRYING TO CLOSE:

<u>Permit #</u>	<u>Issued</u>	<u>Name</u>	<u>Street Address</u>	<u>Needs</u>
4694	6/7/2018 (letter)	Kelly & Rob Bentz (pool)	474 Oak Hill Rd.	UL cert
3763	4/18/2013 F/U 12/10	Peter Farrugia (house addition)	74 Cropsey Rd.	All
4010	10/1/2009	Richard Deo (pellet stove)	636 Oak Hill Rd.	Insp
4460	7/13/2015 (email)	Frank Burzesi (pool)	27 Hickory Hill Way	UL, Insp

Handwritten notes:
 4694
 3763

Michelle Asquith

From: Bob Guyer <straydawg302@gmail.com>
Sent: Wednesday, December 11, 2019 7:01 AM
To: Michelle Asquith
Subject: Re: Monthly Report

Dog related calls -9

Cat calls -2

Injured Deer calls - 4

Bob Guyer

On Tue, Dec 10, 2019, 4:18 PM Michelle Asquith <secpoest@nycap.rr.com> wrote:

Hello Bob,

Can I get your monthly Report please.

Thanks,

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: December 12, 2019

RE: Highway Activities
November 15,2019-December 12,2019

1. Crew been out plowing and sanding roads
2. Crew was out picking up brush and bags
3. Crew been working in shop working on equipment
4. Crew been hauling winter sand
5. Crew been out cleaning around fire hydrants in the village
6. Request that the Town send of a thank you to the Boy Scouts Troop 528 for cleaning around the fire hydrants

Town Clerk, Susan Horton
Town of Poestenkill
38 Davis Drive
Poestenkill, NY 12140

RECEIVED
NOV 22 2019
TOWN CLERK

November 21, 2019

Dear Ms. Horton,

I have addressed the complaint from 5 Seneca Drive regarding the condition of the catch basin located in the ditch line. The area around the basin is staked off with wooden stakes and caution tape to ensure the public remains clear of the area and minimizes the health and safety risk stated by the complainant.

The catch basin is still functioning properly regarding the drainage of the ditch line.

David Goyer, Working Supervisor
Highway Department

At a duly convened meeting of the Town Board of the Town of Poestenkill in the County of Rensselaer conducted at the Poestenkill Town Hall at 7:00 P.M. on the 19th day of December 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 \$89.32 be transferred from General Budget fund line item 119904 (Contingent) to General Budget fund line item 136204(Code Enforcement 4); and

That the sum of \$64.00be transferred from General Budget fund line item 119904(Contingent) to General Budget fund line item 1110.4(Justice).

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: _____

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 19th day of December 2019.

RESOLUTION NO. ____ OF 2019

IN THE MATTER OF THE TRANSFER OF CERTAIN
WATER BUDGET FUNDS 2019

WHEREAS, the Town bookkeeper has advised that it has become necessary to effect certain Water 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 \$1853.80 be transferred from Water Budget fund line item 8310.4 (Administration Contractual) to Water Budget fund line item 8320.4 (System Repair).

That the sum of \$30,000.00 be transferred from Water Budget fund line item 1990.4 (Contingent) to Water Budget fund line item 8320.43 (Purchase of Water).

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: _____

2018

Town of Poestenkill

Court Audit

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On December 4, 2019, I Michelle Asquith performed an audit of the Town's Justices accounts. The Justice Office maintains a duplicate system of records. One is maintained on computer and a hand system with a cash receipt book and hand prepared duplicate receipts. The court clerk, Felicia Dickinson provided us with all 2018 duplicate receipts, copies of monthly reports from the computer for both justices to the New York State Justice court system, and bank statements. As documentation was provided by current court clerk Felicia Dickinson duties performed reflected in this audit was conducted by previous court clerk Terry Houser.

The audit consisted of tracing from the duplicate receipts to the manually maintained cash receipt book and then to the monthly report for Justice Slavin for the months of February, June, and September 2018 and for Justice Kronau the months of February, June and September 2018. There were few clerical errors by court clerk Terry Houser. We also traced from the cash receipt book to the bank statements.

An accountability report for the month of October for Justice Kronau was developed that indicated Gregory Kronau had overage of \$564.00. An accountability report for the month of September for Justice Slavin was developed that indicated Thomas Slavin had an overage of \$235.00

Submitted on December 19, 2019 by Michelle Asquith

Audit Program

During the Month of December 2019 Michelle Asquith performed the following audit procedures on the books of Terry Houser, the Town of Poestenkill Court Clerk.

1. Traced all duplicate receipts to the cash receipt book and monthly reports for the following months.
Justice Slavin February, June, and September
Justice Kronau February, June, and September
2. Footed monthly reports for the months and traced to the cash receipt book.
3. Traced from the cash receipt book to the bank statement.
4. Prepared accountability statements for both Justices.

Audit Exceptions

- * There was overpayment of fines with no record of refunded monies.
- * Deposit and cash receipt book receipts deposits did not coincide.
- * Bail monies that was paid out of Justice Slavin looks as it still showing on the books.

Accountability for Judge Kronau

Cash Book Balance as of 10/31/2018	1373.32
Total due state Comptroller	<u>666.00</u>
Bail for Pending Cases	175.00
Total Cash Book Balances*	2214.32
Bank Reconciliation at October 31,2018	
Bank balance at end of month	1650.32
add-Cash on Hand Deposited	<u>0.00</u>
Adjusted Bank Balances*	1650.32
Cash overage	564.00

*These amounts should agree

Accountability for Judge Slavin

Cash Book Balance as of 09/30/2018	
Total due State Controller	<u>263.00</u>
Bail for Pending Cases	0.00
Total Cash Book Balances *	263.00
Bank Reconciliation at September 30,2018	
Bank balance at end of month	498.00
add-Cash on Hand Deposited	<u>0.00</u>
Adjusted Bank Balances*	498.00
Cash Overage	235.00

*These amounts should agree

Audit Recommendations

1. Transparency of refund of overpayment to the court.
2. A separate account for bail monies.
3. Again, I would like to do a shadow session with the court clerk.

It is my honor!

Parting words from Supervisor Dominic Jacangelo

This meeting is my last general meeting of the Town Board. Only one meeting remains, the closeout of 2019 business. Since January 1, 2010 I have had the honor of serving the residents of the town.

I must start with a special thank you to my wife and family who put up with much over the years.

In a way I did not know what to expect when I first ran for Town Supervisor in the spring of 2009. Frankly, I did not know if the residents would accept me as steward of Town government. I worked very hard that year to get elected meeting every resident who would open their door to me. Five more times I repeated that journey. Frankly, as much as I hated campaigns, I enjoyed that part of running for office, meeting and talking with residents all over town.

That first year, I walked into office as almost all the contracts and paperwork for the water district had been completed except for funding and a few battles with Rural Resource to ensure our funding would stay in place. Construction was ahead and began in the spring. Every day there was a pile of sticky note on my desk with construction complaints from residents. We were more or less completed in the fall and it was time to turn the water on. Also it was during this period that we hired our first and still active water manager, Bob.

I talk about the water district not only because it was and will likely be the biggest project the town will undertake but also because it is also indicative of the town supervisor's job. Every day, every week, every year you are faced with new challenges that take your attention and dedication to resolve that challenge.

That first winter of the water district things did not go well. We had seven major water leaks. All of which were construction related. Working with the project engineers we came up with a solution, the contractor enacted the solution and knock on wood things got much better and stayed much better.

Near the end of the summer of 2011, we had Irene or should I say she had us. The central core of the town along the Poestenkill was devastated by a storm and

we were handed a second punch with Lee. Together they flooded a number of homes and wiped out several roads in the town.

My hat was off to the our small Fire Department for their response the day of the storm and to our highway crew who got into action getting to people in high water and getting them to safety. I will never forget the scene on the NY 351 bridge as tree after tree tumbled into the Poestenkill and came down what was then a river slamming into the bridge, crown first with many people standing on the bridge taking pictures. They never realized the danger they were in with the potential to be impaled by one of the branches.

The town supervisor is responsible for declaring a town emergency. So when in charge, take charge and I started to order people off the bridge. Needless to say they moved slowly until a Deputy Sheriff and State Police happened to arrive and they closed the bridge.

I learned something that day. While county emergency services can coordinate and disseminate information quickly, the pace of its response was frustrating. By the time they figured out what they were going to do, the town was already moving material to fill blowouts in town roads and reconnecting the eastern half of the town to civilization.

Good records all the way around allowed the town to get fully reimbursed by FEMA and SEMO disaster recovery efforts. For many residents it meant many months of home repairs. Some of those homes should not have been repaired because eventually it will only happen again. Sadly by the time the Federal Government came around with the flood hazard buyout plan the homes had already been mostly repaired. The lesson here is that Town government, the closest government to the residents can move at a lightning pace compared to the County, State or Federal governments.

Over the years I have had to initiate many projects and put up with some very ill advised state mandates. Twice we updated the town's computer infrastructure across the board with new hardware and software. Implemented a backup protocol and a disaster recovery plan for our digital files. A new website that is very accessible to the public. A Facebook page that I know Tiffany loves to post things to and my hats off to her for reinvigoration our youth program in the town along with an energetic Youth Board. . An interior paint job by two of our

seasonal summer workers accomplished. A modern highway fleet. Investments of our bank funds to generate in excess of \$20,000 in interest. A new way of posting property to alert the public of a land use matters taking place on it. I enjoyed working with the CAC in a small way to produce a Natural Resource Inventory which is an incredibly professional document produced with little to no cost to the town. Four highway union contracts. Five fire company agreements. A greatly expanded coverage for cable which means the east end of town also has internet. Reinstating host community fees at the transfer station. I am so pleased that we have been able to build a solid relationship with the Library, its Friends group and have made recent capital investments in the library building. It is a true community resource. Repairs to the bell tower where I learned about prevailing wages, a dumb state mandate in the way it is implemented. No lower threshold, so a \$1500 repair can end up costing twice as much.

So onto the other dumbest mandate, the 2% cap! Has anyone really felt a difference? It is not that the cap was a bad idea, it is the fact that we never before nor after went over the cap nor felt we needed one. What I do know is that there is a lot more paper work. So last spring I got a call from the Comptroller's office asking why we had not published our cap. They asked this after we had a "0" increase in the tax rate. So I asked a logical question, do the residents get a check from the state if I publish the cap and stay under it... no? Do the tax police show up if I don't publish the cap No? The fact is that after a couple of years the state eliminated the rebates to town residents that came from the town staying under the cap. We now have a useless mandate... Thank you New York State Government!

Over the years I have had the opportunity to participate in the hiring of many town employees. Three Zoning Board and Planning Board Clerks, four water managers, with one recycled, three youth directors, two code enforcement officers, one assessor, one bookkeeper, one town attorney. In fact from a personnel point of view town hall is a very different place. With the exception of Sue, Michelle, Lisa and Viv there are many new people. Together, I think we made a very good team.

Sadly, I have also seen several town officials pass, Gene Bouchard, Chet Roberts, Jeff Jackson, and Pat Tomaselli. Each of these public servants contributed to the character of the town.

I also think about the town board today. It is a whole new group of individuals. I think fondly of the board I started with but I also treasure the Board I am leaving. Four very different thinking members. Four truly independent individuals. I learned quickly that there is not much one can do without at least two of those town board members going along with the supervisor. In fact there is not much a town supervisor can do without a majority of the board. The current board is diligent and creative. I hope it continues to take a very active role in the management of town government.

I am disappointed that I will not be in office when the LED street lighting project is turned on and I am disappointed that we were unable to move forward with the solar project for the old landfill. I still think that the Barberville Falls should be in the "public trust" under town ownership but I am pleased that it is now owned by the Rensselaer Plateau Alliance. I look forward to that private group expanding its public use. I am pleased that we went from no town owned public space to at least we own the ball fields, a project which was very helpful to the Twin Town Little League and the School District. Town Hall's phone system has to be updated at some point and there will be different ideas on how to do that. One again this year we will update the computer network infrastructure as Windows 7 goes away and a new operating system is demanded. I am disappointed that we did not receive a grant from NY Achieves to digitize our records but I am pleased that Lynn has taken to initiative to digitize the Planning and Zoning Records with the hope of getting to Building Department records next and consolidating them into a single searchable record.

After 10 years there are some things I will not miss and some I will. I won't miss the 2 AM phone calls to come down to town hall to check on the alarm system that was triggered by a bat flying around my office. I won't miss the phone calls by residents complaining about the bear in the garbage or the neighbor next door whose outside light is triggered by the raccoon walking through the yard. I won't miss the occasional nasty irate phone call asking me to do something about

something town government has nothing to do with... they never really heard about honey and vinegar.

I will most definitely miss working with my very capable assistant Michelle Asquith. Many of you know that Michelle is very quiet but what you don't know is that she is very dedicated, responsible and professional. She has grown a great deal over the years that we have worked together. She is my assistant, now the town's bookkeeper, personnel administrator, anti-harassment trainer, procurement officer, and provides administrative assistance to the Highway Superintendent as well. She rarely misses work showing up even in major snow storms when I don't want to go out of the house. She is an asset to the town and I hope continues to serve the people of this town for many years.

I will miss my once a year visit with our Town Senior Citizens at their installation luncheon.

I will miss hearing from so many hard working, respectable residents who truly care about what happens in this town. Thank you, it has been my honor and privilege to serve.