

TOWN BOARD MINUTES  
TOWN OF POESTENKILL  
TOWN BOARD MEETING  
AUGUST 20, 2020  
(Not approved at time of distribution)

ROLL CALL AS FOLLOWS

Councilwoman Butler	Present
Councilman Hass	Present
Councilman Van Slyke	Present
Councilman Wohlleber	Present
Supervisor Hammond	Absent (Vacation)

NON-VOTING MEMBERS

Susan Horton, Town Clerk  
Jack Casey, Town Attorney

Supervisor Hammond is out of Town therefore, Deputy Supervisor Wohlleber opened the meeting with the Pledge of Allegiance at 7 p.m. and on a motion by Councilman Hass, seconded by Butler and carried it was stated that the monthly bills had been audited for payment. Councilman Wohlleber stated that there would be two separate comment periods this evening, one at the beginning of the meeting and another towards the end of tonight's meeting. He also stated that there would be an Executive Session at the end of tonight's meeting regarding a personnel issue with no votes to be taken.

Motion by Councilman Hass, seconded by Councilman Van Slyke and an oral vote of 4 ayes to accept the Town Clerk's minutes of July 16, 2020 as written. Motion by Councilman Van Slyke, seconded by Councilman Hass and an oral vote of 4 ayes to accept the Town Clerk's minutes of August 6, 2020 with corrections.

Public Comment Period – L. Basle, Town resident stated since Covid19 hit he understands that everyone's budget was hit hard. He would like to know how far behind on sales tax revenues we are. Councilman Wohlleber stated that we are projected to be down 13% (which takes in the 1<sup>st</sup> and 2<sup>nd</sup> quarters) through the end of year. M. Asquith, Admin. Assistant stated that the town was budgeted for \$425,000 and so far, took in \$271,000 for the end of 2019 and 1<sup>st</sup> quarter of 2020. She expects 2<sup>nd</sup> quarter numbers to be down. A resident of Lochvue Dr. requested 2 signs (Dead End and Children at Play) to be installed as he is concerned with the number of cars traveling through as if it was a through road and then using driveways to turn around and the number of young children playing in the cul de sac. Highway Superintendent, T. Chadwick, stated that it will be taken care of tomorrow. With no other questions, this portion of the public comment period was closed.

Liaison Reports:

Planning Board-Town Board members had copies of the Planning Board meeting minutes of July 7<sup>th</sup>, 2020, in their packet. D. Heckleman reported on the agenda items from the August 11, 2020, meeting. T. Russell wanted it to be known they had a problem putting the public notice in the Troy Record for the Czerno Public Hearing and was very concerned about this. However, they did continue on with the public hearing as it was published on the town website. He also stated he was having trouble getting through on the phone to Town Hall. M. Asquith stated she understands there is an issue with the Town's phone system. She has been in contact with several companies and is waiting on estimates.

Zoning Board– P. Jamison, Chairman of the ZBA, reported on the July 14<sup>th</sup>, 2020 ZBA meeting and the July 21<sup>st</sup> Public Hearing regarding a variance for a town resident. He also reported on the August 18<sup>th</sup>, 2020 ZBA meeting, which was held at the fire house. There were 3 public

hearings held at this meeting with a large group in attendance. He would like to recommend in the future for meetings with such a large group, that we have a Sheriff Deputy on hand. P. Jamison would like to thank the fire house for allowing the meeting to be held there. Councilman Wohlleber questioned the capacity of the firehouse given COVID-19 restrictions. D. Ruppert stated on August 7<sup>th</sup> that Governor Cuomo issued a statement allowing buildings to open at 50% of normal capacity and the Firehouse has a capacity of 300.

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

Library – S. Kalafut reported on the current activities happening at the Library. The library is allowing patrons in by appointment only to maintain social distancing and COVID-19 procedures. The library is looking into putting out bids for painting and the siding of the library.

Youth Advisory Board- T. Buker reported on the Youth activities and the success of summer camp.

CAC- there was no meeting.

Correspondence:

Charter Communications – Memo dated August 4, 2020 regarding upcoming changes.

8 lot subdivision - email dated July 20, 2020 from Lynn Kane, Planning Board/ZBA Clerk stating that the Planning Board currently has an 8 lot Major Subdivision application by Victor Gush (Route 355). This project is tentatively scheduled to appear at the September 1, 2020 Planning Board meeting for review of the revised Preliminary Plat.

Discussion Items:

Keyhole Lot – Councilman Wohlleber state that Supervisor Hammond would like us to review this process. There was a brief discussion as to whether this was currently in the Town Law. It will be investigated for the next meeting.

Budget – M. Asquith, Administrative Assistant explained the Town Budget process.

Purchase of Truck – Highway Superintendent, Toby Chadwick passed out paperwork to Board members for a truck (plow truck) that he is interested in purchasing. He stated that this truck is necessary to ensure proper plowing during the winter months. Toby described the truck with the stainless-steel box and plow. Councilwoman Butler asked if the truck was needed because one truck had “bit the dust”. Toby agreed and said another truck was down. Councilman Van Slyke asked how buying the truck fits into the rotation of buying new trucks. Toby said the rotation was paid off. He would like to order the truck tomorrow as it will take some time to put frame on the truck and get it ready for the winter. Councilman Hass asked if money was in the 2020 Highway budget for the purchase of the truck and the Highway Superintendent replied yes it was. Councilman Wohlleber wondered if purchasing should happen since we just purchased lots of trucks and a potential decrease of thirteen percent sales tax revenue for this year. Councilman Hass said the decrease of sales tax revenue is not relevant to this year’s budget. Toby stated the existing pickup was used for smaller roads and plowing our Town roads exceeds the capabilities of a ¾ ton pickup truck. Councilman Van Slyke wondered how old the truck was and how many miles. Toby stated it was a 2012 and D. Ruppert said it had 60,000-70,000 miles on it and that it does more damage to the roads and truck because it isn’t a plow truck and is only a ¾ ton truck. Councilman Hass said we were paying approximately \$100,000 each year and former Supervisor

Jacangelo was pushing to pay it off sooner. He also stated that one of the responsibilities of the Town is to keep the roads safe.

Councilwoman Butler asked if the pay off was a done deal. Toby stated it was a done deal and comments followed stating that it was in the bills to be signed. Councilman Hass and Councilman Van Slyke also stated it was in the bills to sign. M. Asquith must have had a conversation with Keith about this and he must have decided to pay it off. M. Asquith stated that since we budgeted to pay it off this year that is what we did. The Highway Superintendent plans on selling one of the older trucks in the spring, therefore that money will be coming back to the town.

Action Items:

RESOLUTION#10-2020 – THANKING THE SULLIVAN JONES VFW POST FOR ITS HOSPITALITY IN HOSTING THE 2020 SUMMER CAMP FOR RESIDENTS OF POESTENKILL. Therefore, be resolved that the Town Board officially thanks the leadership and membership of the Sullivan Jones VFW Post 7466 for their support and willingness to keep our summer camp open for residents in town.

MOVED BY: Councilman Wohlleber

SECONDED BY: Councilman Van Slyke

VOTED UPON AS FOLLOWS:

Councilwoman Butler:	YES
Councilman Hass:	YES
Councilman Van Slyke:	YES
Councilman Wohlleber:	YES
Supervisor Hammond:	ABSENT

RESOLUTION#11-2020 – ADOPTING THE RENSSELAER COUNTY MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN FOR THE TOWN OF POESTENKILL. Resolved, by Town Council that the Town of Poestenkill, NY adopts the Rensselaer County Multi-Jurisdictional Hazard Mitigation Plan as approved by FEMA and New York State in July 2020 as the Town of Poestenkill, NY Natural Hazard Mitigation Plan, and resolves to execute the actions in the Plan.

MOVED BY: Councilman Hass

SECONDED BY: Councilman Wohlleber

VOTED UPON AS FOLLOWS:

Councilwoman Butler:	YES
Councilman Hass:	YES
Councilman Van Slyke:	ABSTAIN
Councilman Wohlleber:	YES
Supervisor Hammond:	ABSENT

RESOLUTION#12-2020 – IN THE MATTER OF THE RELEASE OF THE REMAINING SECURITY TO THE DEVELOPER OF LOCHVUE UPON COMPLETION OF ROAD CONSTRUCTION. Resolved, that the security be released to the 43 MALL LTD, Developer of Lochvue.

MOVED BY: Councilman Wohlleber

SECONDED BY: Councilman Hass

## VOTED UPON AS FOLLOWS:

Councilwoman Butler: YES  
 Councilman Hass: YES  
 Councilman Van Slyke: YES  
 Councilman Wohlleber: YES  
 Supervisor Hammond: ABSENT

Purchase of Truck - IN THE MATTER OF THE TOWN BOARD OF THE TOWN OF POESTENKILL AUTHORIZING TOBY CHADWICK, HIGHWAY SUPERINTENDENT OF THE TOWN OF POESTENKILL TO PURCHASE A NEW 2020 CV515 SFA, 11' MONROE METRO DTS COMMMO BODY, 10' PROPLUS HD W/ COMMERCIAL MOUNT, COMPLETE REXROTH CS524 HYD SYSTEM IN THE AMOUNT OF \$122,966.09 FROM H.L. GAGE SALES INC.

MOVED BY: Councilman Van Slyke

SECONDED BY: Councilman Hass

## VOTED UPON AS FOLLOWS:

Councilwoman Butler: Yes  
 Councilman Hass: Yes  
 Councilman Van Slyke: Yes  
 Councilman Wohlleber: No  
 Supervisor Hammond: Absent

## Reports:

Supervisor's Report- Supervisor Hammond was absent.

Town Attorney's Report – Mr. Casey reported on the matters that he worked on since the last Town Board meeting which included filing the MPR with the Town Clerk, several items regarding the ambulance district. He also attended the recent ZBA meeting, which was held August 11, 2020, at the Firehouse.

Town Clerk's Report – Motion by Councilman Hass, seconded by Councilman Wohlleber and an oral vote of 4 ayes to accept the Town Clerk's report of July 2020. The total amount received in the Clerk's office was \$26,656.72 and of that amount \$26,215.42 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, Water Manger/811 report, and Highway Dept. report.

## Concluding Public Comment Period -

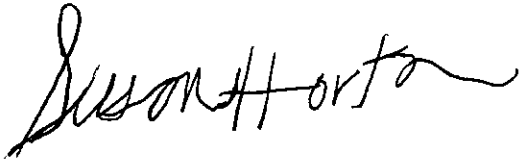
The Highway Superintendent, Toby Chadwick, wanted to thank the board for the purchase of the truck. Councilman Wohlleber asked Highway Superintendent Chadwick if he could give more detail on when residents could expect their brush to be picked up, stating that his previous answer "this fall or next spring" was too vague. Superintendent Chadwick responded that the brush would be picked up this fall or next spring. There was a lively discussion between Councilman Wohlleber, Highway Superintendent and M. Ruppert, town resident, about brush pick up and what was acceptable to pick up during spring cleanup week. N. Halford, Rensselaer County Department of Soil spoke on behalf of Town resident Rick Welling of 7 School Rd. He stated that the water table on this parcel was very high and causing the owner water problems. He said that he recommended that the owner clean out the drainage ditch and request the Town's approval to do so. Mr. Tracy Church, Code Enforcement Officer, stated that he was familiar with this issue and had no problem if the owner performed this work.

Payment of Bills:

Motion by Councilman Hass, seconded by Councilwoman Butler and an oral vote of 3 ayes and 1 nay to pay Warrant #15-2020 in the amount of \$254,947.32. Motion by Councilman Hass, seconded by Councilman Wohleber and an oral vote of 4 ayes to pay Warrant #16-2020 in the amount of \$2,561.81.

Motion by Councilman Wohleber, seconded by Councilman Hass and carried to enter Executive Session at 8:21 p.m. to discuss a personnel issue with no votes being taken. Motion by Councilman Wohleber, seconded by Councilman Hass and carried to exit Executive Session at 8:47 p.m. and to immediately adjourn this meeting.

Respectfully submitted,  
Susan Horton Town Clerk

A handwritten signature in cursive script, appearing to read "Susan Horton". The signature is written in black ink and is positioned below the typed name.