

TOWN BOARD MINUTES  
TOWN OF POESTENKILL  
TOWN BOARD MEETING  
FEBRUARY 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	Present

NON-VOTING MEMBERS

Susan Horton, Town Clerk  
Jack Casey, Town Attorney

Supervisor Hammond opened the meeting with the Pledge of Allegiance at 7 p.m. and on a motion by Supervisor Hammond, seconded by Butler and carried it was stated that the monthly bills had been audited for payment.

Motion by Wohlleber, seconded by Butler and an oral vote of 5 ayes to accept the Town Clerk's minutes of January 16, 2020 as written. Motion by Butler, seconded by Hass and an oral vote of 5 ayes approving the Workshop Meeting minutes of February 13, 2020.

Public Comment Period – K. Seifridsberger, town resident of 63 Snyder Corners Rd. was before the Town Board to find some clarification as to removing some dangerous trees from her property. K. Seifridsberger has spoken with a Fane representative who owns the property abutting her property thinking that perhaps a “deal” could be made with them. However, after speaking with several Town representatives was told that the Fane Mining permit would not allow this extra gravel extracted. Now, K. Seifridsberger is looking for some Town guidance. Supervisor Hammond stated that she should talk with Building Inspector/Code Enforcement Officer. Councilman Van Slyke would like to meet with K. Seifridsberger because he would like to help her out. R. Matthews, Town resident asked once again about a new Master Plan and Supervisor Hammond explained that this would be discussed later during the agenda items portion of the meeting.

Liaison Reports:

Planning Board-Town Board members had copies of the Planning Board meeting of February 4, 2020 in their packed. T. Russell, Planning Board Chairman distributed copies of changes made by the Planning Board to the #2-2013 Local Law entitled “Lot Line Adjustment Law”. T. Russell feels these changes will better serve the residents of Poestenkill. Supervisor Hammond stated these changes will be reviewed by our Town Attorney, Jack Casey and will be discussed at the March 2020 Town Board Meeting.

Zoning Board– S. Kalafut, ZBA member, stated that because of the lack of a legal notice the applicant that was supposed to appear at the February 11, 2020 meeting was held off until the next regular scheduled meeting.

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

Library – S. Kalafut reported on the current activities happening at the Library. She also is interested in forming a committee to help create a “Welcome Packet” for new residents.

Youth Advisory Board- E. Wohlleber reported on the Youth activities and that the Summer Camp applications are now available online.

CAC- No Meeting. T. Russell spoke regarding the application that was submitted regarding the seedlings that will be planted along the embankment near the creek behind the Fire House to prevent further erosion of the bank. The Boy Scouts will be doing the planting.

Presentations:

John and Sandy Shuhart presentation PDD application – The Shuharts were present to explain their Senior Housing Plan made up of 48 units. S. Shuhart stated that if this does move forward the unit number may change but will not be more than the 48 units as stated. The site is located on Route 355 prior to entering the village. Town Board members had a packet of materials for this project including a drawing of the two-story dwellings. Town Board members had several questions that the Shuharts answered. Motion by Wohlleber, seconded by Hammond with an oral vote of 3 ayes and two nays by Councilman Hass and Councilman Van Slyke to entertain the PDD application and move it forward to the Planning Board for their review. The appropriate fee has already been paid to the Town Clerk.

Goewey Farm Property Troy Sand & Gravel Co. Inc.- C. Clemente representing Troy Sand & Gravel was present. Seven copies of the Goewey Concept Plan Presentation were in the Town Board packets. The property in question is located North of Stop 13 Road and the project site is located both in Poestenkill and in the Town of Sand Lake. The proposal is to extract sand and gravel from the Goewey Farm property in our Town. The site to mine is 4.9 acres. Town Board member Van Slyke stated his biggest concern is the sound. There was a lengthy discussion between the Town Board and A. Gilchrist, Attorney for Troy Sand & Gravel regarding ingress/egress, noise etc. and other issues that the Town Board had concerns over. The main issue was that they needed the Town Board to entertain the rezoning application in order for them to even speak with the Town of Sand Lake. Councilwoman Butler felt more time was needed prior to any commitment to entertain the rezoning and that it was premature at this point to think about entertaining the proposal. This will be placed on the March agenda for further discussion.

Correspondence:

Memo dated January 13, 2020 from Charter Communications regarding upcoming changes.

Discussion Items:

Lochvue Subdivision Road Dedication-A. Gilchrist, attorney for this project also, and Town Board members had all the paperwork needed for the road dedication for the Lochvue subdivision located off of Spring Ave. Extension. This was also discussed a length at the last Town Board meeting when Attorney Casey said that the Highway Superintendent and T. Field Town Engineer have agreed to sign off. Motion by Councilman Hass, seconded by Councilwoman Butler to accept the Lochvue Road dedication as presented this evening.

MOVED BY: Councilman Hass

SECONDED BY: Councilwoman Butler

VOTED UPON AS FOLLOWS:

Councilwoman Butler: YES

Councilman Hass: YES

Councilman Van Slyke: YES

Councilman Wohlleber: YES

Supervisor Hammond: YES

AUD Report- It was reported that Michelle Asquith/Adrienne Kleiber together completed the 2019 Annual Updated Document.

Action Items:

Shuhart PDD Application- This was already voted on.

Lochvue Road Dedication- This was already voted on.

Goewey Farm Property Proposal- This has been scheduled for the March meeting.

Appoint Dawn Niebuhr to the Ethics Board- Motion by Hass, seconded by Wohlleber and carried with 5 ayes to appoint Dawn Niebuhr to the Ethics Board

Resolution of the Town Board accepting the water systems at Quail Meadow and Lochvue-  
RESOLUTION #2-2020 – IN THE MATTER OF THE TOWN BOARD OF THE TOWN OF POESTENKILL ACCEPTING THE WATER SYSTEMS AT QUAIL MEADOW AND LOCHVUE resolved that the Town Board of the Town hereby accepts the water systems as built for the Lochvue and Quail Meadows housing developments as additions to the Poestenkill Water District.

MOVED BY: Councilwoman Butler

SECONDED BY: Councilman Hass

VOTED UPON AS FOLLOWS:

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

Resolution of the Town Board imposing a late fee for out-of-district water users-  
RESOLUTION #3-2020-IN THE MATTER OF THE TOWN BOARD OF THE TOWN OF POESTENKILL IMPOSING A LATE FEE FOR OUT-OF-DISTRICT WATER USERS resolved that the Town Board of the Town of Poestenkill hereby authorizes the Poestenkill Water District to impose a late fee of three percent per month after the first thirty days upon any out-of-district customers who are delinquent in paying their water bill.

MOVED BY: Councilwoman Butler

SECONDED BY: Supervisor Hammond

VOTED UPON AS FOLLOWS:

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

Re-appoint Philip LaRocque to the Board of Assessment Review-Motion by Wohlleber, seconded by Hass and carried to re-appoint Philip LaRocque to the BAR with a term to expire on September 30, 2024.

Snow Removal for Library – A resolution will be drafted by Attorney Casey to be signed by Supervisor Hammond allowing Martin Gibbons to shovel the ramp at the Library at a rate of \$15.00 for each snow occurrence. This was moved by Councilman Van Slyke, seconded by Wohlleber, and carried.

New Building Inspector/Code Enforcement Officer-Motion by Wohlleber, seconded by Van Slyke and carried to hire Tracy Church as the new Building Inspector/Code Enforcement Officer.

Reports:

Supervisor's Report- Supervisor Hammond reported that he spoke on the State of the Town at the PBA recent meeting. The Master Plan is on the list of matters to be worked on in the coming months and Councilwoman Butler will take the lead and be Chairperson. She will be sending out letters to the PB and ZBA members for their help. Also, Supervisor Hammond reported that the Town is still looking for a temporary replacement for the Secretary to the Planning/Zoning Boards and the Secretary to the Building Inspector.

Town Attorney's Report – Mr. Casey reported on the matters that he worked on since the last Town Board meeting which included attending the Association of Towns annual meeting in NYC. He worked on the resolutions for the meeting and he has been working on the ambulance situation.

Councilman Wohlleber had previously agreed to establish a committee for the ambulance issue and has found 6 interested people who are willing to work hard on the issue and be objective.

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 January. The total amount received in the Clerk's office was \$10,453.75 and of that amount \$10,313.93 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/Water Manager report, Water Highway Dept. report.

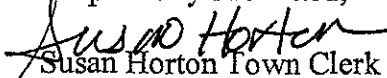
Councilman Hass talked about the investments that were in place in prior years pertaining to Treasury Bonds. He is going to continue working with the bank and Michelle on this issue.

Payment of Bills:

Motion by Hass, seconded by Butler and an oral vote of 5 ayes to pay Warrant #3-2020 in the amount of \$327,272.53. Motion by Hass, seconded by Wohlleber and an oral vote of 5 ayes to pay Warrant #4-2020 in the amount of \$814.00.

Motion by Hammond, seconded by Butler, and carried to exit to Executive Session at 8:30 p.m. to discuss a personnel issue with no votes being taken in the Session. Motion by Hass, seconded by Butler and carried to exit from Executive Session at 9:15 p.m. and the meeting was immediately adjourned.

Respectfully submitted,

  
Susan Horton Town Clerk