

TOWN BOARD MINUTES
TOWN OF POESTENKILL
TOWN BOARD MEETING
OCTOBER 15, 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

Town Board members met at 6 pm and on a motion by Councilman Hass, seconded by Councilwoman Butler and carried to enter into Executive Session to discuss a personnel issue with no votes being taken. Motion by Councilman Wohlleber, seconded by Councilwoman Butler and carried to exit Executive Session at 6:35 p.m.

Supervisor Hammond opened the meeting with the Pledge of Allegiance at 7 p.m. and on a motion by Hass, 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 September 20, 2020 as written. Motion by Butler, seconded by Van Slyke and an oral vote of 5 ayes to accept the Town Clerk's minutes of October 1, 2020 as written.

Public Comment Period – There were no comments from residents.

Presentation – Goewey Farm Property Troy Sand & Gravel Co., Inc. – A. Gilchrist, Attorney representing Troy Sand & Gravel Co., Inc. spoke on their behalf. A. Gilchrist stated that there was a piece of property located in the Southern part of Town part of which borders the Town of Sand Lake. The proposal presented in concept was to identify the area on this site to remove sand and gravel and to be able to bring it down to their existing facility. In order to do this in the Town of Poestenkill there would have to be a zone change to NP (Natural Products). As with any requested zone change it is a Legislative act of the Board. It is within the discretion of the Board to even "Entertain" this request. Much discussion ensued and the Town Supervisor, Keith Hammond said he thought that it would be a good idea for Poestenkill and Sand Lake to discuss this together. The other Town Board members were split on their support of this request at this time and declined to "entertain" this request. Councilwoman Butler and Councilman Van Slyke felt Troy Sand & Gravel should be allowed to make an application. Whereas, Councilman Wohlleber, Councilman Hass and Supervisor Hammond were not in favor. Supervisor Hammond thanked Mr. Gilchrist for coming in and for his presentation and said that if Mr. Gilchrist comes up with any other convincing information, that he could come back to the Town Board.

Liaison Reports:

Planning Board- Town Board members had copies of the Planning Board meeting of October 6, 2020 in their packet. T. Russell, Chairman of the Planning Board reported on the agenda items. T. Russell also stated there was some organizational business being dealt with and he put forward the proposed lot line adjustment issue to get that started. He also stated, due to the resignation of J. Grattan which leaves a vacancy on the Planning Board he has asked S. Valente to move up to a full time Planning Board member and has requested M. Asquith,

Administrative Secretary to place an ad in the Advertiser for an Alternate member. Councilman Wohlleber was under the impression that Alternate members were no longer needed. A lengthy discussion revealed many differing opinions as to the need for an Alternate Member. Councilman Wohlleber stated there are seven full time members and even without an alternate, a quorum would still exist. After much discussion it was the consensus of the Board to retain the alternate position for the Planning Board. Motion by Hass, seconded by Butler and an oral vote of 5 ayes to appoint Steve Valente as Member of the Planning Board to fill the unexpired term of Judy Grattan who resigned. Term to expire December 31, 2022. M. Asquith, Administrative Assistant will place ad in the Advertiser for Alternate Member.

Zoning Board– Town Board members had copies of the ZBA meeting of September 8, 2020 in their packets. P. Jamison, Chairman reported on the agenda items.

Fire Company – Town Board members had copies of the September 2020 Fire Co. report.

Library – E. Gresens reported on the current activities happening at the Library. He also stated that the painting of the Library was coming along very nicely. He informed the Board appointments are necessary at the Library and each appointment is 30 minutes at a time due to Covid19.

Youth Advisory Board-T. Buker reported on the Youth activities. T. Buker announced that the Halloween Parade will take place on Saturday, October 31st at 11 a.m. The parade route will start at the Town Hall and proceed to the VFW Post where children will receive a bag of goodies.

CAC- There was no meeting.

Correspondence:

Resignation – Toby Chadwick

Supervisor Hammond informed the Board that he received the resignation of Toby Chadwick, Highway Superintendent effective December 30,2020. Supervisor Hammond thanked T. Chadwick for his many years of service to the Town and for the advanced notice of his departure.

Discussion Items:

Replace floor tiles in the Town Hall – Supervisor Hammond expressed concerns over tiles in the town hall that were damaged due to water. It was decided that proposals will be taken, and this will be discussed at a later date. Supervisor Hammond also stated that there was a water leak in town hall and T. Church, Building Inspector/Code Enforcement Office has been in contact with a contractor to look at the problem.

Action Items:

Public Hearing for 2021 Town Budget – A Public Hearing on the Preliminary 2021 Budget has been scheduled for October 27th at 7 p.m. and the Town Attorney will do the legal notice. A budget workshop will be held on October 22nd at 7pm at Town Hall.

Resolution #14-2020- IN THE MATTER OF ADOPTING REVISED RETENTION AND DISPOSITION SCHEDULE FOR NYS LOCAL GOVERNMENT RECORDS. Resolved that in accordance with Article 57-A:

- (a) Only those records will be disposed of that are described in Retention and Disposition Schedule for New York Local Government Records (LGS-1), after they have met the minimum retention periods described therein; and
- (b) Only those records will be disposed of that do not have sufficient administrative, fiscal, legal or historical value to merit retention beyond established legal minimum periods.

MOVED BY: Councilman Wohlleber
 SECONDED BY: Councilwoman Butler

VOTED UPON AS FOLLOWS:
 Councilwoman Butler Yes
 Councilman Hass Yes
 Councilman Van Slyke Yes
 Councilman Wohlleber Yes
 Supervisor Hammond Yes

In the matter of the Ambulance Service Resolution for classifying the creation of a Poestenkill Ambulance District the Town Board reviewed the Short Environmental Assessment Form Parts 1 and 2 required by SEQRA and agreed that the Town Board would be designated as the "Lead Agency" for this undertaking. The Town Board formally approved the Short Environmental Assessment Form which will now be forwarded to the State and County.

RESOLUTION #15-2020 CLASSIFYING THE CREATION OF A POESTENKILL AMBULANCE DISTRICT UNDER THE NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA), DESIGNATING THE TOWN BOARD AS "LEAD AGENCY" AND, PURSUANT TO AN ENVIRONMENT ASSESSMENT, ISSUING A NEGATIVE DECLARATION. Resolved that the Town Board as lead agency hereby issues a negative declaration for the establishment of the Poestenkill Ambulance District, and that notice of such negative declaration be duly published in the Environmental Notice Bulletin as required by notices as required by ECL 8-0113(2)(i), 6 NYCRR Part 617.12 (c)(1).

MOVED BY: Supervisor Hammond
 SECONDED BY: Councilman Wohlleber

VOTED UPON AS FOLLOWS:
 Councilwoman Butler Yes
 Councilman Hass Yes
 Councilman Van Slyke Yes
 Councilman Wohlleber Yes
 Supervisor Hammond Yes

Reports:

Supervisor's Report- Supervisor Hammond stated there was a power outage that effected many town residents. He also wanted to express his thanks to the Highway Superintendent and his crew for doing a great job making sure the roads were clear of debris after the storm. He reported that there was a fire in Town and that the family lost everything. He stated that the Poestenkill Business Association was able to help with a donation to the family.

Town Attorney's Report – Mr. Casey reported on the matters that he worked on since the last Town Board meeting which included working on resolution for the revised retention and disposition schedule for NYS Local Government records. Also, preparing SEQRA resolution designating the Town Board as “Lead Agency”, etc.

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 September 2020. The total amount received in the Clerk's office was \$19,083.81 and of that amount \$8,738.30 was remitted to the Supervisor. Town Board members had copies of the Building Inspector/Code Enforcement Officer's written report. T. Church requested for the building permit fee to be waived for a town resident whose house was destroyed by fire. Motion by Supervisor Hammond, Seconded by Councilwoman Butler and carried to waive the building permit fee for displaced town residents due to fire. There were also reports from the Assessor, DCO, Water Manager/811 report and Highway Dept. report. R. Brunet, Water Manager reported on activities in the Water Department. He reported that Bender St. Peter's Laboratory closed operations on October 1st and will not be providing any future analytical testing. However, arrangements have been made with JH Consulting Group (located in Loudonville) to perform all our testing. He also mentioned that this recent water billing (which was done September 23rd) went very smoothly. All department reports are on file at the Town Clerk's office.

RESOLUTION #16-2020 IN THE MATTER OF THE TRANSFER OF CERTAIN GENERAL BUDGET FUND. Resolved, that it is hereby authorized and directed as follows:

The sum of \$1120.48 from General Fund Budget line item 11990.4 (Contingent 4) be transferred to General Fund budget line item 13620.4 (Code Enforcer 4) in a sum of \$1120.48 and a sum of \$175.45 to be transferred from General Fund Budget line item 11990.4 (Contingent 4) transferred to General Fund budget line item 15010.4 (Supt. Of Highway) in the sum of \$175.45;

That the sum of \$659.77 be transferred to 18510.4 (Community Beautification 4) fund budget line item from budget line item 11990.4 (Contingent 4) in a sum of \$659.77.

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	Yes

RESOLUTION #17-2020 – IN THE MATTER OF THE TRANSFER OF CERTAIN WATER BUDGET FUNDS 2020. Resolved, that it is hereby authorized and directed as follows:
That the sum of \$473.94 be transferred from Water Budget fund line item 8320.42 (Lab fees) to Water Budget fund line item 8340.41 (Chlorine).

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	Yes

L. Basle, Fire Department, requested the town board consideration for additional storz fittings for hydrants.

Payment of Bills:

Motion by Hass, seconded by Wohlleber and an oral vote of 5 ayes to pay Warrant #19-2020 in the amount of \$75,668.09. Motion by Hass, seconded by Butler and an oral vote of 5 ayes to pay Warrant #20-2020 in the amount of \$1,324.64.

Motion by Hass, seconded by Wohlleber, and carried to adjourn this meeting at 8:30 p.m.

Respectfully submitted,
Susan Horton Town Clerk

