

TOWN BOARD MINUTES
TOWN OF POESTENKILL
TOWN BOARD MEETING
DECEMBER 17, 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, which was virtual for safety precautions 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 Hass, seconded by Butler and an oral vote of 5 ayes to accept the Town Clerk's minutes of November 17, 2020 as written.

Public Comment Period – T. Russell, Chairman of the Planning Board thanked the Highway Crew for doing a great job.

Liaison Reports:

Planning Board-Town Board members had copies of the Planning Board meeting of December 1, 2020 in their packets. T. Russell, Chairman of the Planning Board reported on the agenda items. He also stated that the application by Mr. Hitchcock was ineligible. The Planning Board submitted to the Town Board their recommendation for Chairman for 2021, which will be considered for approval at the Organizational Meeting in January 2021.

Zoning Board-Town Board members had copies of the ZBA meeting of December 8, 2020 in their packets. P. Jamison, Chairman of the ZBA reported on the agenda items. The ZBA also submitted their recommendations for appointments to the Board for 2021. These appointments will be considered for approval at the January 2021 Organizational Meeting.

Fire Company – Town Board members had copies of the November 2020 Fire Co. report. D. Basle, Asst. Chief reported that he received notice from the County that the National Guard will be out County wide cleaning around the hydrants. He suggested that Supervisor Hammond contact J. Wilson or P. Glasser from the County.

Library – D. Reis reported on the current activities happening at the Library and the Friends of the Library doing the Holiday Lights Campaign.

Youth Advisory Board- T. Buker reported on the Youth activities which included starting the process of preparing for Summer Camp 2021, the new shed being finished and the additional money we received from Rensselaer County/ OCFS.

CAC- There was no meeting in November.

Correspondence:

Charter Communications – Memo dated December 5, 2020 regarding upcoming changes.

Discussion Items:

Lot line Adjustment – T. Church, Code Enforcement Officer, introduced a resident who has an existing parcel and wants to construct a home on his parcel but is required to apply to the Zoning Board for a variance due to the requirements of Local Law 150 (Land Use)-Attachment 1. The resident discussed what he wanted to do, and the Town Board had a lengthy discussion on how the law reads and commented that they had no problem with it. Paul Jamison, Chairman of the Zoning Board stated that he was ok with the proposal. T. Church was directed to issue the resident a Building Permit if all other requirements were met.

Poestenkill Design Review decision – This proposal will be voted on during the Action Items portion of the meeting.

Court Audit – This topic will be voted on during the Action Items portion of the meeting.

Action Items:

RESOLUTION #24-2020 – 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 2020 AND AUTHORIZING THE TRANSMITTAL THEREOF TO THE NEW YORK STATE OFFICE OF COURT ADMINISTRATION (OCA). Resolved, that a copy of said audit report for the calendar year 2020 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: 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

Approval to proceed with Poestenkill Design Review – Town Board members spoke briefly about this subject. Most of the Board felt that at this time this project was not cost effective. Therefore, with an oral vote of 2 ayes (Hammond and Wohlleber) and 3 nays this proposal was declined (Hass, Butler and Van Slyke).

Discussion was held about the Special Election with Councilman Hass asking the board to vote no on this resolution as he would like data looked at more closely with Mohawk's new location and he feels Mohawk is doing an excellent job. Councilman Van Slyke has a FOIL into the county for updated data on ambulance response times. D. Hass also stated if this resolution passes, he feels compensation should be given for the additional time to prepare for the special election.

RESOLUTION #25-2020 – RESOLUTION OF THE TOWN BOARD OF THE TOWN OF POESTENKILL, NEW YORK, CALLING FOR A SPECIAL ELECTION TO CONDUCT A REFERENDUM OF THE PROPERTY OWNERS OF THE TOWN OF POESTENKILL TO DETERMINE IF A MAJORITY SUPPORTS THE ESTABLISHMENT OF AN AMBULANCE DISTRICT PURSUANT TO TOWN LAW ARTICLE 12-A. Resolved, that the election be conducted according to Town Law 83 and upon the closing of the polls the election inspectors shall proceed to canvass the votes thereat and shall complete such canvass without adjournment. As soon as possible after completion the inspectors shall file with the town clerk a certificate setting forth the holding of the election, the total number of votes cast upon the proposition, and the number of votes cast for and against the proposition, together with the name and address of every person voting at such election upon such proposition.

MOVED BY: Councilman Wohlleber

SECONDED BY: Councilman Van Slyke

VOTED UPON AS FOLLOWS:

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

RESOLUTION #26-2020 – RESOLUTION OF THE TOWN BOARD OF THE TOWN OF POESTENKILL, NEW YORK, IN GRATEFUL RECOGNITION OF THE SERVICES OF TOBY CHADWICK, HIGHWAY SUPERINTENDENT, ON THE OCCASION OF HIS RETIREMENT. Now Therefore Be It Resolved that the Town Board of the Town of Poestenkill, on behalf of the Town and its residents, formally expresses its sincere appreciation to Toby Chadwick for the many years of tireless and dedicated public service he has rendered to this Town in his role as Highway Superintendent.

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

Reports:

Supervisor's Report- Supervisor Hammond thanked Councilman Wohlleber for running Town Hall while he was under quarantine. He also thanked his wife, sister, T. Buker, S. Horton, T. Russell, Venture Crew, PBA and town residents Trish and Chuck Liebach and Steve and Pam Valente for their help with families in need for the Holidays.

Town Attorney's Report – Mr. Casey reported on the matters that he worked on since the last Town Board meeting which included preparing resolutions, special election for ambulance district, wood processing operations and agreement with the County for snow plowing. The Town Board authorized the Supervisor to sign the agreement with the County for snow plowing.

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 November 2020. The total amount received in the Clerk's office was \$7,087.44 and of that amount \$6,208.96 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 Manager/811 report and Highway Dept. report.

Budget Transfers – RESOLUTION #27-2020 – IN THE MATTER OF THE TRANSFER OF CERTAIN GENERAL BUDGET FUNDS. Resolved, that it is hereby authorized and directed as follows:

That the sum of \$233.45 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 \$308.47 be transferred from General Budget fund line item 119904 (Contingent) to General Budget fund line item 11110.1 (Justice).

That the sum of \$1,113.90 be transferred from General Budget fund line item 1362011 (Code Enforcement Clerk) to General Budget fund line item 136201 (Code Enforcement).

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: Yes

Supervisor Hammond: Yes

RESOLUTION #28-2020 – 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 \$75.00 be transferred from Water Budget fund line item 8310.14 (811 dig safely) to Water Budget fund line item 8310.11 (Assistant Water Manager); and

That the sum of \$1,295.00 be transferred from Water Budget fund line item 8320.4 (System Repairs) to Water Budget fund line item 8310.11 (Assistant Water Manager).

MOVED BY: Councilman Van Slyke

SECONDED BY: Councilman Wohlleber

VOTED UPON AS FOLLOWS:

Councilwoman Butler: Yes

Councilman Hass: Yes

Councilman Van Slyke: Yes

Councilman Wohlleber: Yes

Supervisor Hammond: Yes

Concluding Public Comment Period: T. Connors, Town Resident, asked about a property and based on town code about lot lines was wondering what process he needed to follow for a building permit (see lot line discussion).

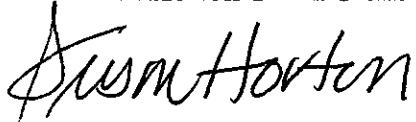
Payment of Bills:

Motion by Hass, seconded by Butler and an oral vote of 5 ayes to pay Warrant #23-2020 in the amount of \$2,912.85. Motion by Hass, seconded by Butler and an oral vote of 5 ayes to pay Warrant #24-2020 in the amount of \$21,729.89.

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

After this meeting, M. Asquith informed the Board that the year end meeting will be scheduled for December 29th at 7:00 pm via Zoom.

Respectfully submitted,
Susan Horton Town Clerk

A handwritten signature in black ink that reads "Susan Horton". The signature is written in a cursive style with a large, stylized initial 'S'.