

Town Board Meeting
Public Hearing
January 14, 2010

PRESENT:

Supervisor Crowley
Councilwoman Gabaccia
Councilman Sacks
Councilman Tompkins
Councilman Kiernan

ACTIONS ITEMS

Supervisor Crowley, speak with Assemblyman Molinaro and Senator Saland to see if there's money available for waste oil burner.

Councilwoman Gabaccia, set date with Robert Freeman for forum on executive session and open meeting laws.

Councilwoman Gabaccia and Councilman Sacks, check with federal representatives on money available for waste oil burner.

Supervisor Crowley opened the hearing at 7:20 p.m. with 37 people present.

The purpose of the hearing is continuance of Local Law # 3 of the year 2009. Which is now Local Law # 1 of 2010.

Supervisor Crowley, request from both Judges that they postpone the hearing as they could not attend the meeting. I think we should honor their request.

A motion was made by Councilwoman Gabaccia seconded by Councilman Sacks to postpone the hearing. Motion carried.

Supervisor Crowley closed the hearing at 7:22 p.m.

Supervisor Crowley introduced the Town's Attorney, Tal G. Rappleyea. Attorney Rappleyea gave a brief resume, works with many towns in the County and boards.

Councilman Sacks, Park Commission is sponsoring movie night first Friday of the month.

REGULAR MEETING

Supervisor Crowley opened the meeting at 7:30 p.m. with 42 people present.

A motion was made by Councilwoman Gabaccia seconded by Councilman Sacks the minutes of December 12, 2009 be approved with the following corrections.

Pg. 1 Councilwoman Gabaccia will talk with Mr. Howard on the Outdoor Wood Burning Furnaces (Local Law # 1 for 2010) *not Local Law # 3.*

Pg. 3 Supervisor Crowley recuse himself *not recluse.*

Pg. 4 Lindsay LeBrecht opposed the use of sand and gravel; *add for Taconic Shores without additional payment.*

Motion carried.

A motion was made by Councilman Sacks seconded by Councilman Tompkins to accept the minutes of December 30, 2009 with the following correction.

Pg. 1 add *money for highway sander will come out of snow removal.*

Motion carried.

A motion was made by Councilman Sacks seconded by Councilwoman Gabaccia to accept the minutes of January 2, 2010 with the following corrections.

Pg. 7 motion to appoint Beverly Fabio *should be Veronica Fabio.*

Pg. 9 came out of executive session *a motion was made to consult Town Attorney regarding ethics matter.*

Motion carried.

CORRESPONDENCE:

1. Conservation Resource Advisory Committee – Recommend appointment of Susan Winchell-Sweeney and Edgar Masters to the board.

A motion was made by Councilwoman Gabaccia seconded by Councilman Sacks to appoint Susan Winchell-Sweeney and Edgar Masters to the Conservation Resource Advisory Committee. Motion carried

2. Copake Parks 'n Rec Commission – Re-appointment of Barbara Filipovits and Scott Preusser to Commission.

A motion was made by Councilman Sacks seconded by Councilman Tompkins to reappoint Scott Preusser and Barbara Filipovits to Parks n Rec Commission.

Motion carried.

2. Highway Superintendent Gregory – Saved \$250 by installing sander themselves. Organizational meeting minutes stated the men can accumulate 150 sick days, the letter that employees received states a limit of 160. Permission to put out to bid the 1993 GMC one ton and the 1995 GMC pickup. Representative from clean burn to attend February meeting for presentation and answer questions on waste oil burner.
3. Association of Towns – Training School and Annual meeting February 14-17, 2010 Hilton Towers NY City.
4. COARC – Polar Plunge Saturday February 20th at 1:00 p.m.
5. Zoning Enforcement Officer – Re-evaluate his budget to cover traveling expenses and consider original request with regards for his education.
6. Columbia County Historical Society – Historian Gloria Lyons received a \$375.00 grant for purchase of a digital camera.
7. Don Shadic Deputy Building Inspector- Response to article in Register Star from George Filipovits. I do not vote in Florida.
8. Columbia County Board of Supervisors – Resolution to execute an American Recovery and Reinvestment Act for replacement of Miller Bridge on Empire Road.
9. James Van Deusen, Fire Coordinator – Complimenting the Copake Fire Company on the Miller farm fire.
Supervisor thanked Dr. Beneke and Deputy Supervisor LaPorta for their help.
10. James VanDeusen, Fire Coordinator – Complimenting the Copake Fire Company for their work on a structure fire Nov. 19, 2009.
11. Copake Highway Department – Estimate for a waste oil furnace.
12. Susan Winchell-Sweeney – Gratitude to the Town Board for complete and continual support in reference to Columbia County Route 7A rehabilitation project and Eminent Domain.

PUBLIC FORUM

Marcia Peteroy, suggest letter to paper thanking the Fire Company for the local fires.

Copake resident, information on web-site missing or in correct.
Councilman Sacks, e-mail corrections and he will take care of it.

Jeff Nayer, read in paper Ancram was going to give the Rescue Squad \$127,000 after talking with them the squad decided to do away with 20% pay raise and give 5% , Ancram gave \$80,000, if money is still tight with us should we talk with them. I don't know of anyone who takes a 20% raise.
Supervisor Crowley, we do ours through County charge back.

ACTION ITEMS

ZEO – Sign at Jim's Auto Body, will talk with Town Attorney on the legalities of sign.

Councilman Kiernan – West Copake Fire House, ask the board to have Attorney research and get information from Attorney Thiemann as to what is involved legally and see where we can take it from this point.

Attorney Rappleyea will meet with Attorney Thiemann and pick up files.

Supervisor Crowley - Ethics Board Letter, the Ethics Board is responsible for notifying who needs to be notified.

Councilwoman Gabaccia – Meeting with Judge Ceresia, David Dellehunt and Paul Toomey from Judge Ceresia office came to town hall and met with the Judges. Playing phone tag with Dave Delahunt, he has not had a chance to talk to Judge Ceresia on the meeting with the Judges, will be calling to notify us of next step and possible meeting date.

Window shades, most effective is window quote at \$20.00 a square foot can be very expensive. Suggest we wait till next year also look into grants.

Escrow Account for Planning Board, talked with Lawrence Howard recommended we not change what we have in existence. Some of our major developments its written in the code the cost incurred by Planning Board for consultation fee or any other extraordinary expenses with review of a site plan shall be charged to the applicant, that gives us an opportunity to establish an escrow account with some discretion.

Attorney Rappleyea will look into it, also the escrow fund with Cascino.

NEW BUSINESS

Supervisor Crowley thanked Al Wassenhove for donation of house hold furnishing and clothing for the Parks Community Closet.

Councilwoman Gabaccia will set up a time for a forum with Robert Freeman on executive session and open meeting laws.

OLD BUSINESS

Supervisor Crowley, Cell Tower, Mr. Roth spoke with ATT, sites that were ideal for them were on private property, we would like on municipal property talked with Vice President of ATT and they will reassess sites.

The following resolution was made by Supervisor Crowley seconded by Councilwoman Gabaccia

INTER-MUNICIPAL COOPERATION AGREEMENT

This Agreement is made by and between Town of Copake Highway Department and the undersigned Towns and Villages of Columbia County and Taconic Hills School District, all being municipal corporations in Columbia County, New York.

WHEREAS, this agreement is made pursuant to General Municipal Law, Article 5-G; and

WHEREAS, it is in the interest of the taxpayers of Copake and the undersigned Towns and Villages of Columbia County and the Taconic Hills School District to share resources in the undertaking of public works and other municipal improvement projects and services; and

WHEREAS, each party hereto has certain highway, non-highway, specialty equipment and/or skilled personnel (including equipment operators) which may be available from time-to-time; and

WHEREAS, it is possible to make such equipment and/or personnel for use by others when it is in the public interest; and

WHEREAS, such cooperative efforts are generally of short duration, unanticipated and/or emergency situations; and

WHEREAS, it is expected that assistance , in what ever form, will be reciprocal and roughly equal over a period of time, and that the exchange and sharing of equipment and personnel will result in more cost effective work performance at minimal extra cost to either party; and

WHEREAS, flexibility in operating local governments and their public works programs is necessary to insure efficiency and maximum benefits; and

WHEREAS, each party has authorized their respective highway or public works superintendents and/or other appropriate department heads to act using their discretion pursuant to this Agreement; and

WHEREAS, general oversight by appropriate municipal officials will be accomplished through regular, periodic and annual reports by the appropriate department heads to their (Town/Village/School) (Board/Council); and

WHEREAS, it is determined that while liability risks are inherent when undertaking public works and other construction or maintenance projects, no substantial additional risk is occasioned by crossing a municipal boundary line when assisting other municipalities pursuant to this agreement;

NOW THEREFORE BE IT RESOLVED, that the Town of Copake and the undersigned Towns and Villages of Columbia County and the Taconic Hills School District believing it to be in the best interest of the taxpayers of the respective municipalities do hereby authorize inter-municipal cooperation and assistance with and between each other for the conduct of public works And other municipal improvement projects and services; and

BE IT FURTHER RESOLVED, that this authorization includes the periodic loaning, sharing and use of highway, non-highway and specialty equipment and personnel and/or equipment operators at the discretion of designated Superintendents and/or other department heads on an as needed basis; and

BE IT FURTHER RESOLVED that this agreement shall be in force for the period of January 1, 2010 to December 31, 2010 and shall be reconsidered on an annual basis thereafter.

Town of Ancram
 Town of Hillsdale
 Town of Copake
 Taconic Hills School District

Resolution # 5	Supervisor Crowley	yes
Dated January 14, 2010	Councilman Tompkins	yes

Councilman Kiernan	yes
Councilwoman Gabaccia	yes
Councilman Sacks	yes

A motion was made by Councilman Kiernan seconded by Councilman Tompkins to authorize Highway Superintendent Gregory to declare 1993 GMC one ton and 1995 GMC pickup surplus and put out to bid. Motion carried.

Supervisor Crowley, public hearing on Local Law #1 Out Door Wood Burning.

A motion was made by Councilwoman Gabaccia seconded by Councilman Sacks to schedule a public hearing on February 11, 2010 at 7:15 p.m. for Local Law # 1 for year 2010. Motion carried.

John Keeler, and his committee, Councilman Kiernan, Deputy Joe LaPorta, Highway Superintendent Gregory, Jeff Nayer, Chris Quinby, Ralph Shadic and Councilman Tompkins met and they agree we need to do something with the heating system at the highway garage. Looking into clean burning waste-oil burner. We're asking the Town Board to expedite the sale of West Copake firehouse to help with cost of the burner, speak with your federal and state representatives to find out what money is available.

Supervisor Crowley will talk to Senator Saland and Assemblyman Molinaro; Councilman Sacks and Councilwoman Gabaccia contact our Congressman.

John Keeler, we need to go out to bid on the furnace, will be working on specks. Supervisor Crowley, according to Attorney Thiemann it will take passage of state legislature before we can sell the firehouse. Asked town Attorney to check with Attorney Thiemann on the paper work for the firehouse.

Deputy Supervisor LaPorta, this could be a shovel ready project under stimulus, we need to come up with three (3) estimates. Have one estimate at \$22,995.

Councilman Tompkins, asked Jeff Nayer if he could look into the burner and sit down with committee and Carlos Newcomb (NYSERDA) to have it in by February 17, 2010.

DEPARTMENT HEADS

Parks n' Rec – Ralph Platt, asked if the Attorney could attend their next meeting, February 2, 2010. Asked for \$100.00 petty cash.

A motion was made by Councilwoman Gabaccia seconded by Councilman Tompkins authorize a check of \$100.00 for petty cash for the Park Commission. Motion carried.

Ralph Platt, starting web page for park, Copake Community Chest.
Thanked Chris Quinby for SANTA at the light parade.

ZEO – Ed Ferratto, I am by myself, have 10 -15 complaints I want you to know I do my best all without a clerk, and it takes time.
Craryville Store, will be back in court February.

Assessors - Barbara Filipovits, been coming in daily, all exemptions are in.
Two new Assessors are signing up for courses.

Planning Board – Marcia Becker, approved two boundary line adjustments.

COUNCILPERSONS

Supervisor Crowley, Kohl's looking into coming to Greenport, possible open by end of year. In hands of Industrial Development Association.

Councilman Tompkins, Solar energy proposal for Town Hall, Park Building and Highway has been accepted by NYSERDA, should hear by March if funding is approved.

Thanked Supervisor Crowley and Councilwoman Gabaccia for their help in getting the documents submitted on time.

NYSERDA has a new program (RFP-10) \$6.9 million available, can resubmit solar project also high efficiency boilers and insulating window shades deadline is February 17th.

Councilman Sacks, look into funding for production of hydroelectric power at Browns Dam and bus transportation from Copake to Wassaic.

Councilman Tompkins will set up date for next week with Mr. Newcomb.

Could meet with Economic Advisory Board on Tuesday.

A motion was made by Councilman Sacks seconded by Councilman Kiernan the bills from general abstract # 1 and highway abstract # 1 be paid. Motion carried.

Budget Officer LaPorta will look into budget to see where the board can transfer \$750 to ZEO for training.

A motion was made by Supervisor Crowley seconded by Councilman Tompkins to go into executive session for continuance of ethic matter. Motion carried.

A motion was made by Councilman Tompkins seconded by Councilwoman Gabaccia to return to the regular meeting. Motion carried.

A motion was made by Councilman Sacks seconded by Councilman Kiernan the meeting be adjourned. Motion carried.

Respectfully submitted

