

**RED HOOK TOWN BOARD MEETING
OCTOBER 14, 2008**

A meeting of the Town Board of the Town of Red Hook, Dutchess County, New York, was convened in public session at the Town Hall, 7340 South Broadway, Red Hook.

Present: Supervisor Sue Crane
 Councilman James Ross
 Councilwoman Micki Strawinski
 Councilman Harry Colgan
 Councilman Robert Latimer
 Town Clerk Sue McCann

Also Present: Attorney for the Town Christine Chale

The meeting began after the Public Hearing.

SUPERVISOR'S REPORT

The Supervisor's report dated September 30, 2008 was read as follows: Opening Balance - \$2,674,160.05; Receipts - \$663,767.55; Disbursed - \$1,000,966.45; Balance - \$2,336,961.15.

On a motion of Councilman Ross, seconded by Councilman Colgan moved to accept the Supervisor's report as read.

Adopted	Ayes	5	Crane, Ross, Strawinski, Colgan, Latimer
	Nays	0	

TOWN CLERK'S REPORT

The Town Clerk's report for the period of September 1 to September 30, 2008 was read as follows: Total Local Shares Remitted to Supervisor - \$1,545.86; Amount paid to County Treasurer for Dog Licenses - \$84.60; Amount paid to NYS Ag. & Markets - \$15.00; Amount paid to NYS Department of Health for Marriage License's - \$180.00; Amount paid to NYS Environmental Conservation - \$6,599.04; Total State, County & Local Revenues - \$8,424.50.

PUBLIC COMMENTS

Supervisor Crane opened the meeting for a fifteen minute public comment period.

John Douglas complimented the Supervisor for the solar panels that were installed on the Town Hall roof.

Supervisor Crane thanked him on behalf of everyone here and said the CAC was lead advisor in that regard.

John Douglas suggested installing solar panels at the recreation park.

Frank Stoppenbach told the Board that his driveway gets flooded because the road level has been raised. He spoke to Highway Superintendent Wayne Hildenbrand who said he would put a drain at the front of the driveway where there is a low spot in the road. It doesn't work very well and got blocked up. Mr. Stoppenbach asked for an update from Councilman Latimer who said he would look into it.

Councilman Latimer explained that he did go there. It appears to him that the problem is with the grade of the driveway. He spoke to Highway Superintendent Wayne Hildenbrand and he concurred that the crown of the driveway is the limiting factor. He is not sure how a drain will solve the problem.

Mr. Stoppenbach said he would do whatever was necessary to his driveway when he first spoke to Wayne. It makes no sense to raise it if it is not going to fix the problem.

Councilman Latimer suggested getting someone who specializes in driveways to look at it. The Town won't take on the burden of grading a driveway. A catch basin won't solve the problem if there is nowhere for the water to go.

COMMITTEE REPORTS:

Water Department – Water Department Chairman Henry VanParys gave the September monthly report. The original building of the pump house was reroofed. Prior to the new roof being installed, new fascia had to be put up. A new roof and skylight were also put on the storage shed. Our pump-control system failed in August and they are switching from remote sensing to low pressure sensing with pump duration on a timer. Most installation is complete; they are waiting for a pressure sensor switch. Because of Bard using our water, manual pumping is not working. The pumps are now running via timer every day for 10 hours which maintains adequate water pressure, but we have some overflow. Bard had minimal usage in the third quarter and they are addressing upgrades to their existing system. Every five years we clear the right of way. Last year we noticed that on Ghost Road, there was a culvert that decayed. It was replaced this year. Rich Cain, Inc. cleared 4 feet of vines and roses around the pump house. Additional tree work needs to be done at the pump house and at the water tower. Red Hook Lawns and Gardens will perform this additional tree work. Purchasing Agent Ted Kudzy prepared a PO in the amount of \$1,650 and we are awaiting completion of the work. Test monitoring was done in August and the results were in the normal range. The Clean Water Act now requires for surface water supplies, or systems like ours, enhanced testing to ensure we are not exposed to e-coli. We will have to check both wells twice a month for a year.

Supervisor Crane asked about the partial hydrant flushing in late October.

Hank VanParys explained that customers will be notified via the Town calendar, local newspapers and radio stations.

Supervisor Crane thanked Water Department Chairman Hank VanParys, the Water Department and the Water Board for all they've done to make sure our water system runs smoothly.

Supervisor Crane received, through Business Manager Deborah Marks, a memo from Henry VanParys asking for some Town Water District reserves.

On a motion of Supervisor Crane, seconded by Councilman Ross, moved to transfer \$20,000 from SW.01.0909 in the unreserved fund to the SW.01.0882 reconstruction reserve fund and an additional \$20,000 from SW.01.0909 unreserved to SW.01.0883 transmission reserve fund.

Adopted	Ayes	5	Crane, Ross, Strawinski, Colgan, Latimer
	Nays	0	

Councilwoman Strawinski asked the justification for those moves.

Hank VanParys explained that we move some of the surplus from the unreserved fund to the reserved fund for future work. It keeps the unreserved fund balanced.

Recreation Report – Doug Strawinski reported that there are still activities going on at the Recreation Park. Flag Football and Girls Softball are continuing until the beginning of November. They will decide in early November, as the weather changes, to close the restrooms and the drinking fountains. They will vacuum the leaves this fall and they are doing more repairs to the baseball fields. Doug and John Kuhn attended a workshop on grants as they continue to look for funding for the new recreation park property. They will pursue funds over the winter and are hoping that next year they can start developing the new recreation park.

Supervisor Crane brought up a situation referred to in the Recreation Commission's minutes regarding graffiti. She wants the public to understand that it is a problem and that those people, if caught, will make amends for some of the damage they've done.

Doug Strawinski informed the Board that two people were caught last week and they will be performing 30 hours of community service. He hopes this sends a message that graffiti is not allowed and we have people looking out for us.

Purchasing Report – Councilman Colgan read Purchasing Agent Ted Kudzy's report for the period of September 3 to October 7, 2008. During that period, 32 purchase orders were issued in the amount of \$35,214.20. The largest for \$10,574.32 went to Amthor Welding for dump truck repairs. That was covered by our insurance. The solar panel installation was completed and

became operational on October 3rd. Mr. Kudzy is obtaining quotes for painting the interior of the Town Hall. A PO was issued to Veith Electric of Poughkeepsie for timer control work at the water plant in the amount of \$2,250. There are some projects pending, among them an architect selection for St. Margaret's and an RFP for a Recreation Park planning and design firm.

Conservation Advisory Council – Supervisor Crane read a note from CAC Chair, Brenda Cagle, that the CAC will sponsor an Energy Star Builders Forum on Wednesday, November 12th at 7:00 p.m. at the Village Hall for local builders and others in the residential building industry. Pat Courtney, Regional Coordinator for Mid-Hudson Energy Smart Communities and a NYSERDA representative will discuss the benefits and requirements of the energy star program. An Energy Star builder will also be speaking. The CAC hopes local builders will take advantage of this energy saving building program.

CAC Chair Brenda Cagle reported that they will give a small presentation to the Town Board at the December 2nd meeting. An Energy Star builder will be present at that meeting. The solar panels are up and running. The CAC is trying to inform people about the Clean Sweep Program. It is a means whereby pesticides can be gotten rid of. Our drop off is in Kingston. They are in communication with Milan about working together on finding funding sources for Hudsonia biodiversity mapping.

Intermunicipal Task Force Report – Supervisor Crane encouraged the Board to read the report from IMTF Chair Bill O'Neill and contact him with any questions. He will make a presentation at the October 22nd meeting. Doug Moat, EDC Chair, will also make a presentation that night.

Ag & Open Space Committee – Ag. & Open Space Chair Robert McKeon reported that they met a couple of weeks ago and had a lengthy discussion about the business climate. Rising fuel prices are impacting not only homeowners, but also agricultural producers. The farm markets are still holding strongly as are restaurants. They are seeing a drop in local stores purchasing local produce. Red Hook is going to begin to have a Winter Farm Market at the Elmendorf Inn on Saturdays. It is being spearheaded by Miriam Latzer. The Town received applications from many of the landowners on West Kerley Corners Road who are interested in protecting their farms through the Purchase of Development Rights Program. North Winds Farm did not have the time to get their application together by the September 15th deadline. Bulkeley Farm is known for its historic house and beautiful vista. They've been in discussion with Scenic Hudson and members of DC Planning who expressed that we should endeavor to submit applications for matching funds because they believe that property will meet their criteria. Mr. McKeon hopes we will be reading about the protection of his farm which will be done outside of any of the Local, State or County taxpayer programs.

Supervisor Crane asked Mr. McKeon to make sure the Town Board gets the minutes from that meeting.

HIGHWAY GARAGE DISCUSSION

Supervisor Crane introduced Ray Jurkowski, Town Engineer from Morris Associates who will discuss projections he's made regarding the Highway Garage so that we can make some decisions hopefully in the near future.

Ray Jurkowski explained that the schematic plans provided for the site as a whole for the Town facility was also encompassing future development. All of that work doesn't need to be done as part of the project. They focused only on the portions of the project as it pertains to the Highway Garage, the salt storage facility as well. They provided an updated cost estimate based on several factors. First the size of the building, and they anticipated the replacement of the salt storage shed. In addition as a cost saving measure, they spoke to Highway Superintendent Wayne Hildenbrand to see what type of work the Highway Department might be able to perform on the project itself in order to minimize the cost. They'd like to have the Highway Department do the non-building related site work. With respect to the building itself, the base building concept considered the pre-engineered metal building of 13,000 square feet with an administrative area for staff locker rooms, bathrooms, etc. They also anticipated the use of geothermal for the heating source and cooling source in the administrative portion of the building. For the main portion of the garage, they anticipate using radiant heat from up above. At this point they did not anticipate solar panels in order to keep costs down. That can easily be added in the future. Based on the information he provided they have general construction costs

broken down. The building costs are projected to be \$1.9 million dollars; the salt storage facility is estimate to be \$270,000. As far as site work, they've allotted \$50,000 for materials. Sub-totaling with a 10% contingency, and fees, the total estimate is \$2,727,000.

Ray explained that Morris Associates also spoke to vendors and contractors regarding the use of a wood constructed pole barn type building. It appears that it would result in a savings of approximately \$50,000. The big issue, looking at the two alternatives, is how they would be bonded. Due to bonding limits, a bond for a wood structure building is 15 years, as compared to a metal building that is up to 30 years. For a 30 year bond we come to an average end of year payment of \$195,154. By comparison the 15 year bond averages an end of year payment of \$274,686. In their calculations they estimated an annual cost to homeowners. An example is for an assessment of \$250,000 the 30 year bond would cost \$36.84 per year as opposed to \$51.86 per year for a 15 year bond. He wanted to break down the fiscal impact to homeowners.

Councilman Colgan stated the assumption is the percentage is based on a normal bond market, not the bond market as it is today.

Attorney Chale asked Sal Pennini, (a Governmental Financial Advisor) for his recommendation. He said it is very difficult in today's market to make a recommendation because it is so disrupted. He did suggest these numbers thinking that by the time we did long term financing the rates would stabilize. It is always an estimate.

Supervisor Crane thanked Ray Jurkowski for his comprehensive report. She asked direction as to what steps the Board needs to take in the near future if they want to pursue going through with the Highway Garage construction.

Ray responded that these are projections as far as estimates. As the plan gets developed they would then go back prior to going out to bid and take a second look at those numbers. That way we can better define the numbers we will be dealing with. With regard to the next step we would go through a SEQRA process with respect to the project. We would assist the Board putting together a long form EAF. The Town Attorney felt it would be proper to do the long form.

Attorney Chale explained that we have an existing bond resolution for \$1.5 million so the step the Town would have to take in order to authorize further financing would be an amendment of that resolution authorizing an additional amount for the total needed. She explained that a bond resolution is active for ten years before it expires. It can be amended or you can review it and start over again. It amounts to the same thing. You'd have to go through an approval process on the additional amount for what would be a permissive referendum proceeding.

Councilwoman Strawinski asked if the application we sent in for the new construction was through NYSERDA.

Supervisor Crane answered it was.

Councilwoman Strawinski asked if the elimination of the solar panels affects it.

Supervisor Crane responded that because the solar panels are not included in this budget does not mean that we are not going to do them. We have some reserve funds that we can draw from as we did for those on Town Hall. Rather than include them in this budget and drive it higher, we thought that we would anticipate that it could come out of the reserve funds in the operating funds of the Highway Garage in the year ahead.

Ray Jurkowski explained that it can always be done as an add-alternate.

The Board discussed heating and air conditioning issues for the proposed Highway Garage. The use of geo-thermal was encouraged for the highway offices, radiant heat for the garage.

Supervisor Crane explained that the Board needs to decide whether or not to move forward and she proposed that at the budget meeting on Saturday, October 18, this be a topic. We will have had time to think about it and address any questions or concerns we have with each other.

On a motion of Supervisor Crane, seconded by Councilman Ross, moved to propose to ask the Attorney for the Town to prepare a resolution that will be an amendment to the bond as it currently stands to amend the bond proposal to the amount of \$2,750,000.

Adopted	Ayes	4	Crane, Ross, Colgan, Latimer
	Nays	1	Strawinski

The vote was taken after the following discussion:

Supervisor Crane said that Mr. Sal Pennini, a Financial Advisor to municipalities, will be at the October 22nd meeting to give us further information about bonding this project.

Councilwoman Strawinski wants to hear from the public before we spend more money on this. Although it sounds like a manageable amount, she thinks we have to hear from our constituents.

Councilman Ross explained that this motion is actually informing the public of our intent and gives them the opportunity to be notified.

Councilwoman Strawinski asked if there will be soil testing and what costs will that result in.

Ray Jurkowski explained that we do know that the Town Highway Garage previously had buried tanks on site. Each time one of those tanks was removed, sample soil tests were taken at that point and submitted to the DEC. Then they get a closure for that facility.

Councilwoman Strawinski thinks additional testing should be required in and around the perimeter of the garage and the site. Particularly where the salt shed is now.

Ray Jurkowski said we can do those tests.

Councilman Latimer asked about construction of the salt storage facility.

Ray Jurkowski explained it is a metal frame that sits on top of concrete and the new walls are prefabricated. They come on site and drop them in place which makes them quite economical.

Supervisor Crane affirmed that the SEQRA process will address anything that might affect local wells.

Ray said that information will be documented and we can provide it as an appendence to the actual SEQRA document itself. Anyone who has a concern can look at that document to see that the Town did take a hard look at the issue.

Supervisor Crane thanked Ray Jurkowski who will get together with Attorney Chale regarding the SEQRA documentation.

Supervisor Crane realizes this is a tough time and that we would have been well off closing this issue five years ago. Now we are faced with double the cost. She is concerned that if we don't act on this we will be doubling the cost yet again. We have to make a decision, move or not move, and call an end to this discussion.

ROAD NAMING – TAYLOR SUBDIVISION

Supervisor Crane referred to a resolution regarding formerly Red Hook Estates property proposed lot subdivision 3. There is a private roadway with a proposed road to be named Estates Drive and Morris Associates is asking the Board to approve the resolution for "911" purposes. Supervisor Crane then went on to read the resolution.

RESOLUTION 2008 # 61

RE: APPROVING PRIVATE DRIVE NAME FOR ESTATES DRIVE

On a motion of Supervisor Sue Crane, seconded by Councilwoman Micki Strawinski, moved to accept the resolution as read.

Adopted	Ayes	5	Crane, Ross, Strawinski, Colgan, Latimer
	Nays	0	

Copy Attached

DISCUSSION OF ALTERNATE MEMBERS – PLANNING BOARD/ZBA

Supervisor Crane explained that there have been requests from several sources to discuss the Town's intent when we adopted Local Law to provide for alternate members for the Planning Board and Zoning Board of Appeals. She read Section 3-1, Article I, Planning Board and Zoning Board of Appeals (Local Law #5 adopted 4/8/2008). Supervisor Crane asked each Board member if they have concerns about this.

Councilman Ross said it was his intent and the intent of the law, because the Planning Board and Zoning Board at times had difficulty getting a quorum, was to have alternates so that they could achieve a quorum. It was his understanding that the alternates would be encouraged to attend meetings, sit in the audience until such time as the Planning Board or ZBA are shy a member. The idea is that if there are alternates, and it is not sure if there will be a quorum, at the discretion of the Chair, an alternate can be asked up in order for them to achieve a quorum. If they've already got a quorum of the regular committee members, it was not the intent to have the alternates sit up there just to provide more members for the Board. The idea was to achieve a quorum. That was his intent and he thought that was the intent of the entire Board.

Councilwoman Strawinski said that was her understanding.

Attorney Chale explained that the way this Local Law was drafted is there is a little more flexibility than that. The flexibility is given to the Chair to seat an alternate member in part because achieving a quorum might be necessary at a later meeting where you need continuity for a particular matter to go forward. An example is if we have conflict situations and we have one or two members who can't be seated on an application. Maybe one night you don't need them for a quorum but you're going to need them another couple of nights down the line for that application.

Councilman Ross said that's why they are encouraged to sit in the audience, but not sit on the Board unless we are shy a quorum, that was his understanding.

Councilman Latimer said it seems clear, and asked why there is an issue.

Attorney Chale said it is intentionally broader so the Chairs have the ability to maintain a quorum for all purposes, in all applications, in all situations.

Councilman Colgan said it seems to him to be important to have continuity in the pool of intellectual information about a particular issue. Even though you have a quorum and you change week to week, there isn't a quorum of intellect through the entire negotiations.

Attorney Chale responded that you can become familiar with an application by reviewing the record and be in a position to address it in that way. This does allow some flexibility.

Councilwoman Strawinski asked if there was a specific complaint.

Supervisor Crane gave the example that if the ZBA meets, it has a quorum, but the Chairperson can, on his decision, call the two alternates for that meeting only. She doesn't understand how it is helpful for some people to sit sometimes, but not sit others. She does understand how it is helpful to fill a seat to meet a quorum. She understood that to be the intent, that the quorum was the important issue and that the alternates would be present at meetings and that they would understand the issues as they evolved but they would not be called forward except to fill the quorum seat.

Councilman Ross also understood it that way.

Supervisor Crane said she found out that alternates are being called forward to fill seats when a quorum was not lacking. They are moving into a voting seat, which was not the intent of this law.

Councilman Ross said the idea of the alternate was to achieve a quorum. We said at the time that they should be encouraged to come to the meetings so they are up to speed on what might be before the ZBA or Planning Board, but not vote unless they are to fill the quorum.

Supervisor Crane said we are trying to elicit clarity for directions to the two Chairs.

Kristofer Munn, Planning Board Alternate, said that whatever the Board decides he is fine with. He's attended Planning Board meetings when he was required to perform and others when he wasn't. At all times he's been seated because there have been absences every time and he sat at the table, interacted with applicants, reviewed the plans on the table, and interacted with other Planning Board members asking important questions that he couldn't ask if he were sitting in the audience. If the Board feels that alternates should not be able to vote unless they are in a quorum situation, he would project that. Regardless, the alternates should be allowed to participate at a minimum in what is going on in the front of the room. It is not fair to the applicant or to the alternates. There is very little incentive for an alternate to go to a meeting and sit in the audience and not be able to see or hear what is going on in front. There won't be much motivation to go to meetings.

Councilman Latimer had a similar question. It was his understanding that the idea behind bringing alternates in was to keep them not only educated but part of the education process for the applicants and the other Board members as well. He is not certain that the Board can choose to restrict when they do or do not vote. It seems the alternates were chosen for their abilities so we can utilize their interrogative skills when it comes to presentations. If he were an alternate he would want to be able to examine the issue in case the next meeting came up and he had to satisfy a quorum. He would want the opportunity to ask his questions of the applicant as the alternate.

Attorney Chale explained that in general that will be up to the Board. If the alternate is not seated it is up to the Board to decide what they want to hear and who they want to hear it from. The Board would have the discretion to allow that. She thinks the Town Board does need to decide what discretion it wants to give to its Chairs.

Councilman Colgan has this experience on the Planning Board in Tivoli where the alternate participates but doesn't vote. It does expand the impartial pool of what is going on. He thinks it has value.

Supervisor Crane sees that side as well. The intent was to have the voting alternate in cases where there was not a quorum. She does not have a problem with an alternate sitting up front listening, but she has a problem with them participating as a voting member if it not a quorum issue. The intent, she thought, was to fill a vacancy to vote in case there was no quorum.

Councilman Ross said we supercede a State law here. The State law has 7 members because the idea is that you are more likely to get a quorum. It does help to participate in discussion. He doesn't have a problem with alternates being allowed to participate, but he does have a problem with them voting.

On a motion of Councilman Ross, seconded by Councilman Latimer, moved that the Zoning Board and Planning Board alternates be asked to sit and participate but are not allowed to vote unless they are needed to achieve a quorum.

Adopted Ayes 5 Crane, Ross, Strawinski, Colgan, Latimer
 Nays 0

BOARD AUTHORIZATION FOR HIGHWAY SUPERINTENDENT TO GO OUT TO BID FOR CONSTRUCTION MATERIALS FOR 2009 AND TO ADVERTISE AND ACCEPT BIDS FOR SURPLUS EQUIPMENT

Supervisor Crane brought forward a request from Highway Superintendent Wayne Hildenbrand to the Board about authorizing him to go out to bid for construction materials for 2009. She provided the Board with a list of items. He also asked the Board to authorize him to advertise and accept bids for surplus equipment. He provided a list of the surplus equipment, items # 1-7.

Councilman Latimer stated that on the list he sees an old dog warden truck and an old building department truck. To the best of his knowledge we purchased a dog warden truck but not a new building department truck.

Supervisor Crane explained that we haven't seen a new building department truck because just a few days ago Wayne Hildenbrand and Code Enforcement Officer Steve Cole came into her office holding a spark plug that had blown out of the engine. The cost to repair would be prohibitive. It would require a new engine and transmission. At the moment the Building Department is borrowing a vehicle from the Highway Department or they are using their own vehicles. We are going to be faced with a budget item for purchase of a vehicle for them if that is what we choose to do.

On a motion of Supervisor Crane, seconded by Councilman Ross, moved to declare surplus equipment numbers 1 – 7 as surplus equipment.

Adopted	Ayes	5	Crane, Ross, Strawinski, Colgan, Latimer
	Nays	0	

On a motion of Supervisor Crane, seconded by Councilman Ross, moved to authorize Highway Superintendent Wayne Hildenbrand to advertise and accept bids for that same equipment.

Adopted	Ayes	5	Crane, Ross, Strawinski, Colgan, Latimer
	Nays	0	

On a motion of Supervisor Crane, seconded by Councilman Ross, moved to authorize Highway Superintendent Wayne Hildenbrand to go out to bid for construction materials for 2009 which are to be opened at a Town Board meeting.

Adopted	Ayes	5	Crane, Ross, Strawinski, Colgan, Latimer
	Nays	0	

TIME WARNER CONTRACT

Supervisor Crane referred to a Time Warner franchise discussion. She attended a meeting with representatives from the Village and Town of Rhinebeck, Red Hook, the Village of Tivoli as well as members of the PANDA board. They discussed the languishing Time Warner contract. We had a proposal from the Buske Group to negotiate on our part. Some charges by the Buske Group they determined were not necessary so the charges were deleted. Supervisor Crane explained that instead of paying the Buske Group to conduct a franchise fee audit we can ask the New York State Public Service Commission. There is some disagreement among the municipalities as to whether Time Warner has fulfilled their obligation. Supervisor Crane explained that we are being asked to vote for some measure of funding for the Buske Group. She is not sure that she is comfortable recommending that. Susan Buske was in on a conference call at the meeting. She seemed very competent and has a nationwide reputation of negotiating these kinds of contracts. When we get to the point in negotiation Supervisor Crane feels that might be the place to spend the money. She can't recommend anything until she's had further conversation with Mayor Tom Cordier and Mayor Dave Cohen. She knows that Dave Cohen expressed concern about us getting anything without someone negotiating on our behalf. It would be expensive to hire legal representation. When we are fighting with Time Warner it is a question if we are going to get very far anyway.

Councilman Colgan feels we are not getting our due from Time Warner and any progress we can make through the efforts of the Public Service Commission would be desirable. He doesn't feel our service is what it should be. We should at least start moving forward with the Public Service Commission and at some point we might need professional representation, but like Supervisor Crane, he doesn't feel that we are at that point yet.

Councilwoman Strawinski doesn't understand why any municipality would use the Buske Group if the Public Service Commission can do it for them.

Supervisor Crane said it comes down to building a case with the person who is going to actually do the negotiations and create the franchise agreement. She thinks that is what it amounts to. Councilman Colgan explained that the Public Service Commission does not do the negotiating.

Supervisor Crane said that eventually they will have to have the Buske Group or someone like the Buske Group to reach that point. They did indicate in the meeting that this is a very important time to make a decision. To push Time Warner in so far as our contract is concerned and in so far as whatever services we should have gotten or are supposed to be getting because it looks like there will be competition for them in this area very soon.

Councilman Ross asked what the Buske Group has done for us so far.

Supervisor Crane stated the Buske Group was asked to conduct a preliminary review of the franchise agreements between Time Warner and the 5 municipalities to determine the primary obligations contained in those franchises. For example in the Town of Red Hook, the franchise fee as a percentage of gross revenues is 5%. She doesn't know if we've received it or not, but that is what they identified as what we should have received. In the franchise area the Town of Rhinebeck should have gotten \$75,000 initially. We got no funding. The Village of Tivoli got no funding. She read that there was \$25,000 for equipment in the Village of Rhinebeck, \$25,000 for equipment in the Village of Red Hook. We have yet to receive any funding apparently.

Councilman Colgan said we were supposed to get equipment from them and every time he asks PANDA they say they haven't gotten it yet.

Supervisor Crane is just not comfortable yet what it is they are asking us to do or how much we're signing up for other than to say the Village of Tivoli designated \$1,000 as a commitment to the Buske Group. To her knowledge we haven't paid anything to the Buske Group.

Councilman Colgan commented that Time Warner has done a good job of dividing and conquering the five municipalities.

Supervisor Crane will send a mass e-mail to the group saying the Board has made no determination because it is not clear to them why they can't ask the Public Service Commission to do some of these tasks.

Councilman Colgan said the Public Service Commission used to do all of this very aggressively.

Supervisor Crane will contact the Public Service Commission and ask how much of this they will undertake on our behalf.

CORRESPONDENCE

Supervisor Crane brought the following items of correspondence to the Board's attention:

- An article about the possibility of a Dutchess County Consortium for delivery of electricity. Business Manager Deb Marks contacted them and they further asked that she get back to them with the electric bill account numbers. She provided the information and Supervisor Crane will keep the Board informed.
- From Pace Law, the Dutchess County Legislature is sponsoring a free training program for members of the Zoning Board, Planning Board, and local legislative bodies on Friday, November 7, 2008 at the FDR estate.
- A flooding complaint on Trow Blvd. from resident Linda King
- Letter from Bill McCabe regarding electrician licensing. It talks about the lack of necessity for the law.
- On October 14th, Jeff Ackerly met with Supervisor Crane who notified her that the property adjacent to the Rec. Park property is now for sale.
- Jeffrey Churchill, Assessor, completed the requirements of the basic course of training for the designation of State Certified Assessor. He received a certificate.
- December 5th is a Dutchess County Supervisor's and Mayors Association holiday party at the Vassar College Alumni House, at 6:00 p.m. The cost is \$75.00 per person.
- Central Hudson is offering seminars for information on energy smart communities. If interested in attending call 331-2238.
- Dutchess County Government is offering energy advice and counsel. The Winter Heating Resources Guide is available on their website.
- A letter from Paul Finch, Superintendent of Schools, to Greg Bentley, County Engineer, regarding the intersection of Linden Avenue and Market Street asking for a crosswalk to be created at that intersection.
- Ann Saylor, asked Supervisor Crane to announce that they've received a Dutchess County Senior Citizen Owner Occupied Property Rehab Program application and Supervisor Crane received notification that the property has been deemed worthy. She got in touch with Audra Murray, DC Planning & Development, who will be happy to talk with anyone interested in learning more about this program. It is an income eligible program and anyone can apply anytime. If interested call Audra Murray at 486-3600.

- A copy of a letter from Supervisor Crane to Doug Wicks regarding his questions on property tax.
- There will be a Torch Light Parade at the Roosevelt Home on Friday, October 17th.
- A letter from Attorney Alan Sussman dated October 3, 2008. The letter is regarding getting attention to Election District #5.
- On November 6th, 2008 the DC Supervisor & Mayors Association invites everyone to their meeting. Topics of discussion will be flooding, cable franchise fees, mortgage tax revenue, landfill closures and economic development.

Supervisor Crane announced that there will be no meetings on November 4th or 11th. She proposed to meet on Monday, November 10th at 7:30 p.m. Town Clerk Sue McCann will announce the meeting changes.

- The Eastern Dutchess Government Center will hold an open house on Tuesday, October 21st to learn about energy efficient design elements, HEAP sponsored by Dept. of Social Services, TIPS from Youth Services, etc.
- The VFW Post 7765 is having their Annual Clambake on October 25th from 1:00 – 4:00 p.m. Tickets are \$50.00 a person.

Supervisor Crane announced that Councilman Colgan agreed to be the liaison to the Community Preservation Fund Committee for remainder of the year.

On a motion of Supervisor Crane, seconded by Councilman Latimer, moved to appoint Councilman Colgan as the Community Preservation Fund Committee liaison.

Adopted	Ayes	5	Crane, Ross, Strawinski, Colgan, Latimer
	Nays	0	

On a motion of Supervisor Crane, seconded by Councilwoman Strawinski, moved to adjourn the meeting at 9:55 p.m.

Adopted	Ayes	5	Crane, Ross, Strawinski, Colgan, Latimer
	Nays	0	

Respectfully submitted,

Sue McCann, Town Clerk