

RED HOOK TOWN BOARD MEETING
December 13, 2011

A meeting of the Town Board of the Town of Red Hook, Dutchess County, New York, convened in public session at Red Hook Town Hall, 7340 South Broadway, Red Hook at 7:30 p.m.

Present: Supervisor Sue Crane
Councilman James Ross
Councilwoman Micki Strawinski
Councilman Harry Colgan
Councilman William O'Neill
Town Clerk Sue McCann

Also Present: Attorney for the Town Christine Chale

Supervisor Crane welcomed everyone to the meeting and opened with the Pledge of Allegiance.

SUPERVISOR'S REPORT

The Supervisor's report dated October 31, 2011 was read as follows: Opening balance - \$2,452,096.30; Receipts - \$2,707,762.69; Disbursed - \$1,059,798.98; Balance - \$4,100,060.01. The budget adjustments will be at the final Town Board business meeting on December 28 at 7:30 p.m.

On a motion of Councilman Ross seconded by Councilwoman Strawinski moved to accept the Supervisor's report.

Adopted Ayes 5 Crane, Ross, Strawinski, Colgan, O'Neill
 Nays 0

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The Supervisor's report dated November 30, 2011 was read as follows: Opening balance - \$4,100,060.01; Receipts - \$250,592.05; Disbursed - \$554,503.04; Balance - \$3,796,149.02.

On a motion of Councilwoman Strawinski seconded by Councilman Colgan moved to accept the Supervisor's report.

Adopted Ayes 5 Crane, Ross, Strawinski, Colgan, O'Neill
 Nays 0

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TOWN CLERK'S REPORT

The Town Clerk's report for the period November 1, 2011 to November 30, 2011 was read as follows: Total local shares remitted to the Supervisor - \$1,189.96; Amount remitted to NY State Ag. & Markets - \$100.00; Amount remitted to NY State Dept. of Health for Marriage Licenses - \$45.00; Amount remitted to NY State Environmental Conservation - \$2,084.02; Total State, County & Local revenues - \$3,418.98.

Town Clerk McCann announced the local radio stations to listen to in the event of a snow emergency. She also announced the DEC's ban on disposing rechargeable batteries. Most retailers who sell them will be required to accept them for disposal.

ANNOUNCEMENTS

Supervisor Crane announced the following:

- New Dog Control Officer, Hal Cody is working on unlicensed dogs. His telephone number is (845)389-3139. All dogs in NYS are required to be licensed.
- The Red Hook Climate Action Plan public comments are due by December 20, 2011. The CAC will review all comments and finalize the plan.
- Thanked those who attended last night's meeting acknowledging our local volunteers, staff and Department Heads.

PUBLIC HEARING – TOWN OF RED HOOK WATER CODE AMENDMENT – LOCAL LAW G (PROPOSED)

Supervisor Crane asked Town Clerk McCann to read the public hearing notice. She opened the public hearing at 7:30 p.m. for comments.

Linda Keeling asked if notice was posted on the web site.

Town Clerk Sue McCann explained that notice is always posted in the newspapers, on the website and on the bulletin board in Town Hall.

Water Dept. Chair Henry VanParys said the reason for the local law was to take rate information out of the law. Fees will be set by resolution.

Rosemarie Zengen agreed with Mr. VanParys.

Supervisor Crane asked if there were any more comments. There were none so she closed the public hearing. She asked the Board to consider the resolution and read it aloud.

RESOLUTION 2011 #105

RE: AUTHORIZING ADOPTION BY THE TOWN BOARD OF THE TOWN OF RED HOOK OF LOCAL LAW NO. H (PROPOSED) OF 2011, TO BE KNOWN AS LOCAL LAW NO. 7 OF 2011, REGARDING MODIFYING WATER RATES, CHARGES AND PENALTY PROVISIONS

On a motion of Supervisor Sue Crane seconded by Councilman Harry Colgan moved to approve the resolution as read.

Adopted	Ayes	5	Crane, Ross, Strawinski, Colgan, O'Neill
	Nays	0	

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PUBLIC COMMENT PERIOD

Supervisor Crane opened for public comments before the next public hearing.

Linda Keeling questioned the courtroom metal detector. She asked that the Town make sure that it is handicapped accessible.

Trilby Sieverding spoke of the Safety First Committee in regard to shared services with the Village Police to bring awareness of the importance of the Red Hook police. On January 25 the police will have an open house starting at 7:00 p.m. Members of that committee are Dutchess County Legislator Ben Traudt, Village of Red Hook Mayor Ed Blundell, Police Chief Jim Truitt, Sgt. Pat Hildenbrand, Trilby Sieverding and Rosemarie Zengen.

Supervisor Crane suggested having a representative from the school district serve too.

Rosemarie Zengen commented on an altercation at the library. The police were called and they responded immediately. It is important that we raise awareness of the police, safety first.

Supervisor Crane asked if there were any more comments. There were none.

RESOLUTION: NEW EMPLOYEE HEALTH BENEFIT DISCUSSION

Supervisor Crane explained the resolution. If new employees are hired they would be required to make a larger contribution to the health insurance. She explained the resolution which is in keeping with industry today, then read it aloud.

Councilwoman Strawinski asked about current employee's contribution.

Supervisor Crane explained the current policy.

RESOLUTION 2011 #106

RE: ADOPTION OF A NEW HEALTH INSURANCE RATE FOR NEWLY HIRED EMPLOYEES

On a motion of Supervisor Sue Crane seconded by Councilman Harry Colgan moved to approve the resolution as read.

Adopted	Ayes	5	Crane, Ross, Strawinski, Colgan, O'Neill
	Nays	0	

Copy Attached

LEAD AGENCY COORDINATION REQUEST – ANDERSON COMMONS

Supervisor Crane referred to a request from the Planning Board dated December 6, 2011, regarding lead agency coordination for Anderson Commons. A sketch plan is attached to that letter. She thinks it would be unusual for us to ask our Planning Board to be lead agency.

Councilman Ross does not recall either the Village or Town Planning Board being lead agency when the project was brought forth five years ago. We were lead agency on the road proposal.

Councilman Colgan thought the Village was lead agency as far as the municipal aspect of it.

Because they were lead agency before does that automatically make them lead agency now?

Councilman Ross suggested the Village and Town Planning Boards meet amongst themselves about this. If they are using the same plan, most of the buildings were in the Village. The Board discussed the issue.

Attorney Chale explained that the Planning Board is treating this as a new application.

Councilman Ross proposed that we do not consent to our Planning Board acting as lead agency, have them sit down with the Village of Red Hook Planning Board, work out the differences and respond to us appropriately.

Attorney Chale referred to a resolution in 2008 approving the transportation corporation (sewer line). The Village has different code provisions than the Town does.

Councilman Ross feels it is crucial to review past documents. We were lead agency for the road because most of it was in the Town.

Councilman Colgan explained the original build out plan regarding the TND.

Supervisor Crane asked if the project could be considered in phases as they did with the Commons. Maybe we need to find that out.

Attorney Chale suggested that the Town Board decide if they want to be lead agency on any of these matters. You can either object or consent. She explained options to the Board.

Councilman Colgan questioned how many residences are in the Village and how many in the Town for the total project.

Supervisor Crane read that they propose 56 total acres. There are 27 one family homes, 12 two family homes, and 12 multiple family homes proposed.

Councilman Colgan said we don't know how many of those are in the Town and how many are in the Village.

Councilman Ross does not want to consent and wants more information in coordination with the Village Planning Board. The Village Planning Board consented to serve as lead agency on this project in 2005. Is our Planning Board objecting to that now and why?

Councilwoman Strawinski asked if this should be tabled while we wait for further information.

Supervisor Crane suggested clarifying the statement that we do not consent until we received more specific information.

Councilman Ross suggested listing potential issues of concerns on the request form from the Town Planning Board such as the status of lead agency (Village or Town), and that both Village and Town Planning Boards meet and inform the Town Board of their decision. He will attend the Planning Board meetings as an observer.

Attorney Chale said if there is a dispute between the Planning Boards the DEC will make the determination.

The Board continued discussion.

PUBLIC HEARING – LOCAL LAW G (PROPOSED) ARVINE AND WENDY COON PROPOSED REZONING APPLICATION

Town Clerk McCann read the public hearing notice.

Supervisor Crane opened the public hearing at 8:15 p.m.

Johanna Moore lives on Rokeby Road and has seen many changes. Her major concerns are traffic flow and noise level from businesses. She asked about lighting and parking.

Supervisor Crane asked if there were any more comments. There were none.

On a motion of Supervisor Crane seconded by Councilman Colgan moved to close the public hearing.

Adopted	Ayes	5	Crane, Ross, Strawinski, Colgan, O'Neill
	Nays	0	

The Board reviewed correspondence from Dutchess County Planning and the Town Board regarding the zoning.

Councilman Colgan suggested a deed restriction on the property.

Attorney Chale reviewed the project impacts and their magnitude. She also reviewed the proposed Negative Declaration.

Councilman Ross feels the only concerns have been addressed through the deed restriction.

Councilwoman Strawinski had concerns about the traffic flow and turning left on to the property if coming from the south.

Councilman O'Neill explained that the Intermunicipal Task Force encourages development in the Agricultural Business District. He understands Mrs. Moore's concerns but favors the application.

Supervisor Crane said the parcels are to be consolidated and she agrees that the Planning Board's concerns about entrances, exits and lighting will have to be addressed. She asked if the Board was prepared to adopt the SEQRA Negative Declaration with the conditions stated.

RESOLUTION 2011 #107

RE: ADOPTION OF THE SEQR NEGATIVE DECLARATION NOTICE OF DETERMINATION OF NON-SIGNIFICANCE FOR THE COON REZONING, SITE PLAN AND LOT LINE ALTERATION

On a motion of Supervisor Sue Crane seconded by Councilman Harry Colgan moved to approve the resolution.

Adopted	Ayes	5	Crane, Ross, Strawinski, Colgan, O'Neill
	Nays	0	

Copy Attached

Attorney Chale referred to the authorization of adoption of Local Law 8 regarding the amendment of the zoning district map. She explained the resolution and the conditions referred to in the negative declaration.

RESOLUTION 2011 #108

RE: AUTHORIZING ADOPTION BY THE TOWN BOARD OF THE TOWN OF RED HOOK OF LOCAL LAW NO. G (PROPOSED) OF 2011, TO BE KNOWN AS LOCAL LAW NO. 8 OF 2011, REGARDING AMENDMENT OF THE ZONING DISTRICT MAP

On a motion of Councilman Harry Colgan seconded by Councilman James Ross moved to approve the resolution.

Adopted	Ayes	5	Crane, Ross, Strawinski, Colgan, O'Neill
	Nays	0	

Copy Attached

CORRESPONDENCE

Supervisor Crane referred to the following correspondence:

- Susan Simon resigned as the PANDA liaison. We will actively be seeking a replacement
- There is a proposal for John Hardeman to serve on the Ag. & Open Space Committee
- Chairs are reminded to make recommendations to the Town Board regarding appointments
- Dick Franklin resigned as Co-Chair of the Disaster Preparedness Committee.
- Susan Ellis resigned as Secretary of the St. Margaret's Committee
- Village of Red Hook Mayor Blundell invites the Board to visit the Police Department
- St. Margaret's Committee members wrote in regard to their hope for the use of the building.

Attorney Chale said we got correspondence from FEMA regarding new flood maps. There is a tight schedule for that so she will prepare a draft Local Law for the Board's review.

WEST KERLEY CORNERS ROAD PARCELS

Supervisor Crane was contacted by Scenic Hudson and Carrie Watkins Bates indicated that there is a time frame to be aware of. It requires that the Town move forward with the Community Preservation Fund. The Board needs to review the appraisals.

Attorney Chale explained what is needed. We have a preliminary commitment to each of the projects. In terms of the funding sources if you are considering the community preservation act you should work on establishing a date for that consideration. They are hoping to close by January 23, 2012. A comprehensive appraisal was provided.

Supervisor Crane asked to receive all proposals by January 3, 2012 for CPA funding.

Councilman Colgan doesn't know if we have enough in that funding yet but we are close.

Supervisor Crane will leave the information on the Board Room table for the Board's review. We will then determine what needs to happen. She will call the CPF Committee for them to review. The Town Board will meet on January 10th at 7:00 p.m. in order to review the information before the business meeting.

Water Department Chair Henry VanParys asked when the water rates will be addressed. The Board will have to approve the rates.

Supervisor Crane will make sure it is on the agenda for the December 28th meeting.

On a motion of Supervisor Crane seconded by Councilwoman Strawinski moved to go into executive session at 9:25 p.m. regarding the hiring or firing of a particular person. She invited Assessor Scott Hobson to join them.

Adopted Ayes 5 Crane, Ross, Strawinski, Colgan, O'Neill
 Nays 0

On a motion of Supervisor Crane seconded by Councilman Colgan moved to close the Executive Session at 10:35 p.m.

Adopted Ayes 5 Crane, Ross, Strawinski, Colgan, O'Neill
 Nays 0

On a motion of Councilwoman Strawinski seconded by Councilman Ross moved to adjourn the meeting at 10:35 p.m.

Adopted Ayes 5 Crane, Ross, Strawinski, Colgan, O'Neill
 Nays 0

Respectfully submitted,

Sue McCann, Town Clerk