

RED HOOK TOWN BOARD MEETING

August 14, 2012

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 at 7:30 p.m.

Present: Supervisor Sue Crane
Councilman James Ross
Councilman Harry Colgan
Councilwoman Brenda Cagle
Town Clerk Sue McCann
Absent: Councilman William O'Neill
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 July 31, 2012 was read as follows: Opening balance - \$3,374,409.12; Receipts - \$820,133.51; Disbursed - \$1,023,149.89; Balance - \$3,171,392.74. There were the following budget adjustments: General A Fund – Total increase revenues - \$11,402; Total reduce appropriations - \$881; Total increase in appropriations - \$12,283.00; General B Fund – Total increase revenues - \$1,625; Total increase appropriations - \$1,422; Offset to the fund balance, reduce appropriated fund balance - \$203. Highway DB Fund – Total increase revenues - \$41,243, Total reduce appropriations – 0; Total increase in appropriations - \$41,243. Other Funds & Capital Projects – Total reduce appropriations - \$4,392; Total increase appropriations - \$4,392.

On a motion of Councilman Ross seconded by Councilman Colgan moved to approve the Supervisor's report with budget adjustments.

Adopted	Ayes 4	Crane, Ross, Colgan, Cagle
	Nays 0	
	Absent 1	O'Neill

TOWN CLERK'S REPORT

The Town Clerk's report for the period July 1 – July 31, 2012 was read as follows: Total local shares remitted to the Supervisor - \$1,668.89; Amount remitted to NYS Ag. & Markets - \$81.00; Amount remitted to NYS Dept. of Health for Marriage Licenses - \$225.00; Amount remitted to NYS Environmental Conservation - \$289.11; Total State, County & Local revenue - \$2,264.00

ANNOUNCEMENTS

Town Clerk Sue McCann made the following announcements:

- D.C. Rebuilding Together (help for homeowners). Application period runs from July 1, 2012 to October 31, 2012. An inspector will contact the qualifying homeowner in early March, 2013. Contact Linda Stoddard at the Red Hook Town Hall for information and applications.

- The Leukemia and Lymphoma Society – Light the Night Walk is scheduled for Saturday, September 15, 2012, 5:30 p.m. at the Dutchess County Fairgrounds.

Register at lightthenight.org. For more info contact Tena Bunnell at (518)438-3583

Councilwoman Cagle made the following announcement: The Mid-Hudson Sustainable Consortium is part of the NY Greener, Cleaner Communities Program sponsored by the Governor. They are asking for community input to help create a sustainability plan for our region. Their website is: engagemidhudson.com.

PUBLIC COMMENT PERIOD

Supervisor Crane opened for public comments.

Loretta Campagna, Chair of the Bicentennial Committee, commented that the community has been outstanding in response to the Bicentennial effort. She explained the events that took place to date. The Bicentennial Quilt will be on display at the Dutchess County Fair, the giant puppets will be in the Hardscrabble Day parade on September 22, and they are looking forward to the play, *Our Town*, on September 14 and 15, 2012 in the Lutheran Church. On October 9 there will be a dedication of the Bicentennial Quilt at Town Hall, and the closing ceremony will be October 13th when they will bury a time capsule. There will be places around town where people can go

to write their thoughts on Red Hook on archival paper which will be placed in the time capsule. She thanked everyone for their support.

Rosemarie Zengen presented an engraving of the Baxter Tree, done by Kevin Rifenburg and also a print of St. Margaret's Home sketched by Dennis Griffin. She read a story about the Baxter Tree written by the Chair of the Tree Preservation Commission, Nancy Guski. The Baxter Tree print was presented to hang in Town Hall as part of our history. She asked Mr. Rifenburg and his daughter to present the wood cut print.

Supervisor Crane thanked him for the stunning print.

Rosemarie Zengen explained that Dennis Griffin sketched a picture of the St. Margaret's Home. The rendition was presented to the Town Clerk's Office.

Town Clerk Sue McCann thanked Rosemarie for her donation. She is honored to hang it in her office.

Supervisor Crane told everyone how much she appreciates the artwork and told Loretta Campagna that we will also find a special place in Town Hall for the Bicentennial Quilt.

Dick Franklin said the Bicentennial programs have been fantastic. He will carve a Town Bicentennial plaque that will be displayed in the Farm Museum in Cooperstown. He then spoke regarding hydro-fracking. His concern is that we will be asked to accept brine to be applied to roads and he asked the Board not to accept the brine. He listed reasons not to use the substance.

Chris Klose spoke as the liaison of the EDC to the ZRC in favor of the total ban on fracking. He referred to an article in the Hudsonia regarding fracking and asked that everyone read it.

ENERGY & CLIMATE ACTION PLAN (ECAP) PRESENTATION OF FINAL DRAFT – ERIKA MAHER, ENERGY CONSULTANT, COURTNEY STRONG, INC.

CAC Chair, Laurie Husted introduced Erika Maher from Courtney Strong, Inc.

Erika explained that the document is long, but she gave a brief overview of the plan. She summarized each chapter and reviewed recommendations. Erika thanked the CAC, the independent reviewers and community members who contributed to the study.

Supervisor Crane thanked Erika for her work.

Councilwoman Cagle mentioned that Erika had a very daunting task and in two months completed the climate action plan. She asked her recommendation in terms of adoption.

Erika recommended moving to adopt by the end of the year and also recommended having it on the website for public viewing.

Supervisor Crane asked if the Town Board needs to do anything more than accepting the report as a completed document. Does NYSERDA require anything additional?

Councilwoman Cagle said not tonight but we will try to have it adopted by the end of the year.

Laurie Husted informed the Board that volunteers will continue to move forward.

Supervisor Crane thanked the CAC members who worked on this. It's been a lot of work and thanked them for raising this important issue to the level of public recognition in the Town of Red Hook. We are being recognized throughout the County for this. For a number of years, Supervisor Crane promised to give Laurie Husted a product of her garden proving that she has a compost heap and uses it. She presented her with a jar of pickles.

DOG KENNEL AGREEMENT (REVISED)

Supervisor Crane referred to the law for dog control and shared Chapter 63 of the Code of the Town of Red Hook. She explained recommendations from NY State Ag. & Markets which require the Town to slightly amend the law. The document was prepared by Attorney Chale that we will set a public hearing for and shows the minor changes that will result.

Attorney Chale explained the changes to the law. One change is to authorize the Dog Control Officer to sell licenses under the jurisdiction of the Town Clerk's office. The second change relates to the cost of veterinary expenses. NYS Ag. & Markets recommended the maximum be set to either \$300 - \$500. She suggested the Board discuss what that number should be.

Supervisor Crane said it is important that if a dog is picked up and needs emergency treatment, costs can be quite high. We are protected up to \$500 and she is inclined to have the medical costs up to \$500. It would be better protection for the Town. She asked the Board's opinion.

Councilman Colgan asked if the alternative is that we would pick up the difference?

Supervisor Crane said the alternative is if it is \$500 and we vote on this we say the owner pay up to \$400, the Town picks up the difference.

Councilman Colgan feels the owner of the dog should be responsible.

Councilwoman Cagle agrees and is ok with \$500.

Councilman Ross agreed.

Attorney Chale explained where that change was in the law. She referred to the resolution to call a public hearing.

Supervisor Crane set the public hearing for 8:00 p.m. at the September 11 meeting. It will be posted on the Town website.

RESOLUTION 2012 #41

RE: ESTABLISHING A DATE FOR A PUBLIC HEARING REGARDING THE ADOPTION BY THE TOWN BOARD OF THE TOWN OF RED HOOK OF LOCAL LAW NO. E (PROPOSED) OF 2012

On a motion of Councilwoman Brenda Cagle seconded by Councilman James Ross moved to set the public hearing on the amendment of the dog law for 8:00 p.m. on September 11, 2012.

Adopted	Ayes 4	Crane, Ross, Colgan, Cagle
	Nays 0	
	Absent 1	O'Neill

Copy Attached

Supervisor Crane referred to the Animal Care Services Agreement with our Dog Control Officer. She asked for the Board's approval for minor amendments. The agreement covers off hours when Dr. MacDonald's office is not open.

On a motion of Supervisor Crane seconded by Councilman Colgan moved to approve the Animal Care Services Agreement

Adopted	Ayes 4	Crane, Ross, Colgan, Cagle
	Nays 0	
	Absent 1	O'Neill

REPORT FROM CPF/PDR COMMITTEE – SCHEDULE PUBLIC HEARING RE: KALINA & GREIG FARMS APPLICATION FOR PDR FUNDS

Supervisor Crane referred to the report relating to the purchases of the Kalina Farm and Jim Greig application for PDR funds. We are applying to the federal government for USDA funds. She asked Cari Watkins-Bates to explain.

Cari Watkins-Bates from Scenic Hudson explained that these projects were discussed previously when they were preparing for an application to the USDA Farm and Ranchland Protection Program. That grant program can go up to 50% of the acquisition cost for PDR. Both the Kalina and Jim Greig Farm parcels were approved for that source of funding. The joint CPF/PDR Committee has made a recommendation to support these projects through Town funds. She described the farms. Total purchase price for those conservation easements is about \$950,000 for the Greig Farm parcel and about \$810,000 for the Kalina Farm. They have secured USDA funds for 50% so they are looking to leverage funds to the greatest extent possible. She asked if there were any questions.

Supervisor Crane asked if we received notification that the USDA released those funds or are we waiting for them.

Cari Watkins-Bates responded that they received an award notification for those funds, and is currently in the process of updating their existing contract with the USDA to receive the funds. Like the Kerley Corners Road projects, we will receive those funds at the time of closing and will go directly to the landowner.

Supervisor Crane asked if the Board was ready to set a public hearing.

Attorney Chale pointed out the resolutions.

RESOLUTION 2012 #42

RE: ESTABLISHING A DATE FOR A PUBLIC HEARING REGARDING THE PROPOSED PURCHASE OF DEVELOPMENT RIGHTS FOR THE GREIG FAMILY FARM AND KALINA FARM UNDER THE TOWN'S PDR PROGRAM

On a motion of Supervisor Sue Crane seconded by Councilman Harry Colgan moved to set the public hearing on the proposed PDR's for 8:15 p.m. on September 11, 2012.

Adopted	Ayes 4	Crane, Ross, Colgan, Cagle
	Nays 0	
	Absent 1	O'Neill

Copy Attached

Supervisor Crane read the following resolutions:

RESOLUTION 2012 #43

RE: DESIGNATING TOWN OF RED HOOK AS LEAD AGENCY REGARDING PURCHASE OF DEVELOPMENT RIGHTS OF FARMLAND PROPERTY OWNED BY KALINA FARM LLC

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

Adopted	Ayes 4	Crane, Ross, Colgan, Cagle
	Nays 0	
	Absent 1	O'Neill

Copy Attached

RESOLUTION 2012 #44

RE: DESIGNATING TOWN OF RED HOOK AS LEAD AGENCY REGARDING PURCHASE OF DEVELOPMENT RIGHTS OF FARMLAND PROPERTY OWNED BY JAMES AND CORINA GREIG

On a motion of Councilman James Ross seconded by Councilwoman Brenda Cagle moved to approve the resolution.

Adopted	Ayes 4	Crane, Ross, Colgan, Cagle
	Nays 0	
	Absent 1	O'Neill

Copy Attached

Supervisor Crane asked Dan Proper of Crawford Associates to come forward. Dan Proper asked the Town Board to approve bid documents for the replacement of the Scism Road Bridge. The documents have been reviewed by Attorney Chale, and then they would like to go out to bid and move forward. They hope to have a Board recommendation at the September 11 meeting. He described the construction plan for the bridge. Supervisor Crane read the resolution.

RESOLUTION 2012 #45

RE: AUTHORIZING THE SOLICITATION OF PUBLIC BIDS FOR THE TOWN OF RED HOOK SCISM ROAD BRIDGE REPLACEMENT

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

Adopted	Ayes 4	Crane, Ross, Colgan, Cagle
	Nays 0	
	Absent 1	O'Neill

Copy Attached

Paula Schoonmaker explained the next resolution. Supervisor Crane read the resolution.

RESOLUTION 2012 #46

RE: AUTHORIZING THE SOLICITATION OF PUBLIC BIDS FOR THE EXTERIOR RESTORATION OF ST. MARGARET'S HOME IN THE TOWN OF RED HOOK

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

Adopted	Ayes 4	Crane, Ross, Colgan, Cagle
	Nays 0	
	Absent 1	O'Neill

Copy Attached

Attorney Chale asked about a performance bond.
The Town Board does not think it is necessary.

Supervisor Crane explained the next resolution centering on a proposed intermunicipal agreement between the Town of Red Hook and the Village of Red Hook regarding municipal shared use of the Town highway garage. It is an effort to clearly identify what this partnership amounts to. She asked for the Board's approval to move forward and send it to the Village of Red Hook for them to approve. She read the resolution.

RESOLUTION 2012 #47

RE: AUTHORIZING THE EXECUTION OF AN INTERMUNICIPAL AGREEMENT WITH THE VILLAGE OF RED HOOK REGARDING MUNICIPAL SHARED USE OF TOWN HIGHWAY GARAGE

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

Adopted	Ayes 4	Crane, Ross, Colgan, Cagle
	Nays 0	
	Absent 1	O'Neill

Copy Attached

REORGANIZATION 2012

Supervisor Crane announced that there are some people interested in serving on committees

Greenway & Trails Committee – Rose Ann Fritz Koffle sent a letter of interest in joining the committee.

On a motion of Councilwoman Cagle seconded by Councilman Colgan moved to appoint Rose Ann Fritz Koffle to the Greenway and Trails Committee for a term to expire December 31, 2012.

Adopted	Ayes 4	Crane, Ross, Colgan, Cagle
	Nays 0	
	Absent 1	O'Neill

Economic Development Committee – Kate Karakassis sent a letter of interest in serving on a committee. She met with the EDC and felt she had something to offer there. The Chair of the EDC is interested in her appointment.

On a motion of Supervisor Crane seconded by Councilman Colgan moved to appoint Kate Karakassis to the Economic Development Committee for a term to expire December 31, 2013.

Adopted	Ayes 4	Crane, Ross, Colgan, Cagle
	Nays 0	
	Absent 1	O'Neill

St. Margaret's Committee – Ralph Frisenda sent a resume wishing to fill a slot on the St. Margaret's Committee. He has expertise in renovations and feels he can contribute to the St. Margaret's restoration.

On a motion of Councilman Ross seconded by Councilwoman Cagle moved to appoint Ralph Frisenda to the St. Margaret's Committee for a term to expire December 31, 2013.

Adopted	Ayes 4	Crane, Ross, Colgan, Cagle
	Nays 0	
	Absent 1	O'Neill

Planning Board Alternate – Michele Turck is interested in serving as Planning Board Alternate. She works for a law firm and has a background in Urban Studies and has a lot of experience. Councilwoman Cagle suggested that Michele attend a Planning Board meeting in order for her to meet them. She asked that the Board hold off on an appointment until the September meeting.

HYDROFRACKING DISCUSSION - ZRC CORRESPONDENCE AND MINUTES

Supervisor Crane received comments from a variety of local people, the ZRC met in that regard, and is making a recommendation. Highway Superintendent Burke contacted the State and County to find out if they use materials that are a result of hydrofracking. Mike Temple, from NYSDOT, said they neither use nor plan to use the hydrofracking material. Bob Balkind from Dutchess County said that the County does not use any hydro-fracking byproducts for road de-icing or any other purpose. Supervisor Crane referred to recommendations from the Zoning Review Committee dated July 25, 2012.

Councilwoman Cagle read the section of the recommendations updating the Red Hook code. Attorney Chale said that Attorney Polidoro from her office provided a draft for the Board’s discussion and review. The draft Local Law prohibits using the hydro-fracking brine on roads. The Board will review and refer to the CAC for comments.

OPEN DEVELOPMENT AREA PROPOSAL FOR PRESERVE AT LAKES KILL SUBDIVISION DISCUSSION

Supervisor Crane referred to the proposed area. The Planning Board is in the SEQRA process and the Town Board has a copy of the SEQRA review. The Planning Board will come back to the Town Board. No action is needed by the Town Board at this time.

DEPARTMENT REPORTS

Assessor – Supervisor Crane and Councilman Colgan met with Assessor, Scott Hobson and Assessor’s Clerk, Diana Picciano. They shared where they are in the process of revaluations and were told that they need to keep the Board updated. They will come up with a plan or solution for possible data collectors.

Recreation Department – Recreation Director John Kuhn and Supervisor Crane met with Tom Cassata and Perry Sheldon, Red Hook Central School officials to discuss a shared services agreement.

Police Department Report – There were 37 incidents in June and 45 in July.

Dutchess County Sheriff’s Report – There were 107 incident calls in June.

Water Department – Councilman Ross reviewed the report provided by Water Department Chair Henry VanParys. Everything is running smoothly and there are no major issues.

PUBLIC COMMENT PERIOD

Supervisor Crane opened for public comments. There were none.

ATTORNEY/CLIENT

On a motion of Supervisor Crane seconded by Councilman Colgan, moved to go to attorney/client session at 9:35 p.m. to discuss contracts and for legal advice.

Adopted Ayes 4 Crane, Ross, Colgan, Cagle
 Nays 0
 Absent 1 O’Neill

On a motion of Supervisor Crane seconded by Councilwoman Cagle moved to adjourn attorney/client session.

Adopted Ayes 4 Crane, Ross, Colgan, Cagle
 Nays 0
 Absent 1 O’Neill

On a motion of Councilwoman Cagle seconded by councilman Colgan moved to adjourn the Town Board meeting at 10:44 p.m.

Adopted Ayes 4 Crane, Ross, Colgan, Cagle
 Nays 0
 Absent 1 O’Neill

Respectfully submitted,

Sue McCann, Town Clerk