

RED HOOK TOWN BOARD MEETING

July 10, 2018

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 Robert McKeon
Councilman Harry Colgan
Councilman William O'Neill
Councilperson Sarah Imboden
Councilperson Christine Kane
Town Clerk Sue McCann

Also Present: Attorney Christine Chale

Supervisor McKeon called the meeting to order and opened with the Pledge of Allegiance.

SUPERVISOR'S REPORT

The Supervisor's report dated June 30, 2018 was read as follows: Opening balance - \$6,391,209.02; Receipts - \$949,325.49; Disbursed - \$1,567,157.41; Balance - \$5,773,377.10. CPF received \$26,435 in June, a little under \$18,000 was received today. Total in the CPF - \$1,070,278. Budget adjustments in the DB Fund – \$9200 increase in appropriations; General B Fund - \$10,125 increase in appropriations; General A Fund - \$2,715 increase in appropriations.

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

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|---------|------|---|--|
| Adopted | Ayes | 5 | McKeon, Colgan, O'Neill, Imboden, Kane |
| | Nays | 0 | |

On a motion of Councilperson Imboden seconded by Councilperson Kane moved to accept the budget adjustments.

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|---------|------|---|--|
| Adopted | Ayes | 5 | McKeon, Colgan, O'Neill, Imboden, Kane |
| | Nays | 0 | |

Copies attached

TOWN CLERK'S REPORT

The Town Clerk's report for the period June 1 – June 30, 2018 was read as follows: Total local shares remitted to the Supervisor - \$1,366.86; Amount paid to NYS Ag. & Markets - \$55.00; Amount paid to NYS Dept. of Health - \$180.00; Amount paid to NYS DEC - \$271.14; Total State, County & Local revenue - \$1,873.00

Abstracts

March 2018: Vouchers 23140 through 23253 – Total Abstract - \$882,509.48

April 2018: Vouchers 23254 through 23367 – Total Abstract - \$173,046.16

Copies attached

GRANT APPLICATION – DEC ESTUARY PROGRAM

Supervisor McKeon introduced Joel Herm who gave a presentation about a year ago talking about micro-hydro and potential sites. He is here to give a presentation about a grant application. Mr. Herm is working with Bard and NYSEERDA to see if we can do more micro-hydro to get clean energy on the grid and make use of abandoned dams or dams not being used for energy now. The DEC has been active in an estuary program trying to revitalize and restore tributaries into the Hudson River. A flood study was done of the Sawkill. He pointed out the Cooper's Dam in Mill Pond and explained an issue caused during a hurricane. The spillway flooded and waters kept rising over the Cooper's house, creating an island. He explained possible corrections to help cause less flooding. A micro-hydro approach is a suggestion to help mitigate flooding. They are applying for a grant to help decide where to put a flood channel along with calculating what year flood this could handle, i.e.; 5 year, 10 year? The more the better. Another important issue is making sure the American Eel migration is enhanced. A full site assessment was done this Spring and it is valid for hydro. A cross section of the design was presented and explained. Councilman Colgan asked if this would be enough to protect the recreation park.

Mr. Herm explained that is a big reason why they are going for a \$50,000 grant, to really think a lot about the downstream effects. This particular grant is interesting because they want to make

sure what does get built is the right thing to build. The grant requires 15% matching funds which will be paid by his company. The applicant has to be a municipality. Supervisor McKeon explained the resolution.

RESOLUTION 2018 #40

RE: AUTHORIZING AN APPLICATION FOR A HUDSON RIVER ESTUARY PROGRAM WATERSHED STUDY GRANT FOR MICRO HYDRO AND FLOOD MITIGATION FEASIBILITY STUDY OF MILL ROAD DAM

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

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|---------|------|---|--|
| Adopted | Ayes | 5 | McKeon, Colgan, O'Neill, Imboden, Kane |
| | Nays | 0 | |

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SETTING PUBLIC HEARING FOR JULY 25TH – MORATORIUM EXTENSION ON LARGE SCALE EXTRACTION

Supervisor McKeon explained the resolution regarding an extension of a moratorium. The Board reviewed the recommendations from the CAC Extraction Working Group and discussed two options regarding water extraction, one for large scale and one for small scale. Existing operations would be grandfathered.

Councilman Colgan is in favor of prohibiting large scale and is inclined to go with continuing work on both options.

Councilperson Imboden is not in favor of large scale, small scale is not a problem as it is happening now. Either way, it has to be defined and regulated, not prohibited.

Councilperson Kane prefers the second option for many reasons that Councilperson Imboden mentioned. This would allow an existing operation to continue and decreases the onus on the Town to track the operation.

Councilman O'Neill prefers the second option and agrees with Councilperson Kane. He would like to know from the Planning Board, the status of the Cokertown application. This is the one exception written into the moratorium but there seems to be some confusion. Everyone seems to agree that large scale extraction should be prohibited. He would like input from the farming community. There is technical language that needs to be examined.

Councilman Colgan commented about private water systems that have to be considered.

Supervisor McKeon doesn't think we are referencing public water supply.

Councilman Colgan is just concerned with the wording. We have to be careful with it.

Supervisor McKeon agrees with Councilman Colgan and is open to option 2. Water is needed for different reasons. He suggested strict language and maybe limit operations.

Councilperson Imboden commented that the regulatory burden is the same for both options.

The Board continued discussion and issues regarding the two options.

Supervisor McKeon brought up the issue of sand, gravel and stone.

Councilman O'Neill said we should keep the mining threshold lower than 1000 tons in a 12 month calendar period. He thinks it is high. The recommendation seems pretty straight forward.

Supervisor McKeon referred to examples he shared last year.

The Board reviewed recommendations, discussed the issue and are considering lowering the threshold.

Councilperson Kane suggested discussing this with the DEC.

Supervisor McKeon moved on to timber harvesting, commercial forestry and commercial logging. We recently had to stop an operation.

Councilman Colgan commented that they got away with it for a long time and we didn't even know about it.

Supervisor McKeon said we were right on it as soon as we knew. He reviewed the terms in the recommendation and noted two recommendations. The first is to resolve the definition problem and the second would be to require special permit in all districts for all timber harvest projects of 10 acres or more.

Councilman Colgan asked if there is a State code regarding timber harvesting.

Supervisor McKeon explained the DEC requirement.

Councilperson Kane referred to the penalty section. It has to be high enough to create incentive for people not to be penalized. We have to look at cumulative operations. She gave examples.

Councilperson Imboden explained the first recommendation defining timber harvesting in regard to clearing land.

The Board reviewed and discussed the recommendations.
Supervisor McKeon suggested talking with the group at the July 25 board meeting.
Councilperson Imboden will ask the members of the Extraction Working Group to attend the next meeting for input.

RESOLUTION 2018 #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. D (PROPOSED) OF 2018

On a motion of Supervisor Robert McKeon seconded by Councilperson Christine Kane moved to set the public hearing for July 25, 2018 at 7:35 p.m.

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| Adopted | Ayes | 5 | McKeon, Colgan, O'Neill, Imboden, Kane |
| | Nays | 0 | |

Copy attached

DISCUSSION – FOOD TRUCK PERMIT APPLICATION AND FEES

Supervisor McKeon referred to the draft of the food truck application. It has been amended and a lot of information is requested. He explained the fees, length of time, etc.

The Board discussed the pros and cons of the application and fees. They feel a monthly rental basis would be good at \$100 a month. Daily basis was discussed along with the appropriate fees. The Building Department would do inspections.

Town Clerk Sue McCann suggested putting the Building Department's telephone number on the application. A property owner consent form should also be established.

On a motion of Supervisor McKeon seconded by Councilman O'Neill moved to approve the food truck application and fees as amended.

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|---------|------|---|--|
| Adopted | Ayes | 5 | McKeon, Colgan, O'Neill, Imboden, Kane |
| | Nays | 0 | |

DISCUSSION – RECREATION FEES

Supervisor McKeon referred to a report from the Recreation Director about proposed changes to the recreation fees for developers of new lots. The current fees are \$5,000 and \$8,000 is being proposed.

The Board discussed the need for the fees.

On a motion of Supervisor McKeon seconded by Councilperson Imboden moved to amend the recreation fee schedule to \$8,000

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|---------|------|---|--|
| Adopted | Ayes | 5 | McKeon, Colgan, O'Neill, Imboden, Kane |
| | Nays | 0 | |

CFA – GRANT OPPORTUNITIES

Supervisor McKeon explained the grant opportunity through the States Consolidated Fund Application. We have the recreation extension project, and he suggested applying for parks money. We can apply for up to \$500,000 and it is a 50/50 matching grant.

Councilperson Kane looked through the booklet and the three ideas she has are the new playground, St. Margaret's and the Recreation Park West.

Councilperson Imboden works for a grant writing firm who is in the process of writing a grant for recreation and feels she should recuse herself. In terms of priorities, she believes we should go for recreation purposes.

Supervisor McKeon commented that it seems there is consensus to apply for recreational expansion.

On a motion of Councilperson Kane seconded by Councilman O'Neill moved to authorize our engineering firm, Tighe & Bond, to prepare the grant application form for our July 25th meeting.

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|---------|--------|---|-------------------------------|
| Adopted | Ayes | 4 | McKeon, Colgan, O'Neill, Kane |
| | Nays | 0 | |
| | Recuse | 1 | Imboden |

REORGANIZATION

Supervisor McKeon referred to two letters of interest. Hai Ping Yeh is willing to serve as temporary Chair of the Disaster Preparedness Committee.

On a motion of Councilperson Kane seconded by Councilman O’Neill moved to appoint Hai Ping Yeh as at large community member #1 for a term to expire December 31, 2019, and Chair for a term to expire December 31, 2018.

Adopted Ayes 5 McKeon, Colgan, O’Neill, Imboden, Kane
 Nays 0

On a motion of Councilman O’Neill seconded by Councilperson Kane moved to appoint Charlie Laing as Village representative and Bill Hamel as Planning Board representative to the Intermunicipal Task Force for terms to expire December 31, 2018.

Adopted Ayes 5 McKeon, Colgan, O’Neill, Imboden, Kane
 Nays 0

ANNOUNCEMENTS

Supervisor McKeon announced the following:

- Drug Awareness Forum in St. Paul’s Lutheran Church parish hall on August 2 at 7:00 p.m.
- Allie Budd received her Gold Scout Award
- Ethan Davidson received his Eagle Scout Award
- Joe Longnecker, a local artist, received a NY Council Fellowship grant award.

On a motion of Councilman Colgan seconded by Councilperson Kane moved to adjourn the meeting at 9:50 p.m.

Adopted Ayes 5 McKeon, Colgan, O’Neill, Imboden, Kane
 Nays 0