

Public Hearing

A Public Hearing of the Red Hook Town Board was held on Tuesday, June 6, 2006 at 7:30 p.m. in the Town Hall, 7340 South Broadway with the following in attendance.

Supervisor Marirose Blum Bump
Councilman James Ross
Councilman Harold Ramsey
Town Clerk Susan McCann

Absent: Councilwoman Sue Crane
Councilwoman Jean Bordewich

Also in attendance: Town Attorney Christine Chale

Supervisor Blum Bump begins meeting with Pledge of Allegiance to the Flag.

Public Hearing- 7:30 p.m.

Public Hearing on Local Law amending the zoning law governing outdoor lighting.

Supervisor Blum Bump read the Public Hearing notice. Copies of the law are available in the Town Clerk office.

The floor was opened for comments.

Linda Keeling... I'm glad to see we are trying to get laws in conformance with what we have on the books already.

Michelle Greig suggests signing resolution tonight establishing the Town Board as lead agency in review of this action and authorize the Supervisor to sign part I EAF.

Councilman Ramsey ... sees a conflict with F 10 and J 3 limiting holiday lighting – delete F 10 as J 3 covers that. This is a clarification more than a comment.

On a motion of Supervisor Blum Bump, seconded by Councilman Ramsey the Public Hearing was closed.

Adopted	Ayes 3	Blum Bump, Ross, Ramsey
	Nays 0	
	Absent 2	Crane, Bordewich

Public Hearing – 7:45 p.m.

Public Hearing amending the code of the Town of Red Hook by adding a new Chapter 73 entitled wood burning furnaces, outdoor. The Amendments apply town wide and are designed to protect the health, safety and welfare of Town residents.

Supervisor Blum Bump read the Public Hearing notice. Copies of the law are available in the Town Clerk office.

The floor was opened for comments.

Linda Keeling thanked the board for looking into this for health reasons.

Christopher Munn thanked the Board and hopes this law will pass. They are generally poorly designed and create extra soot and pollution.

Robert McKeon commends the Board. There is evidence that they are unhealthy. Many of these units burn garbage, treated wood, etc. Does not burn clean and smoke lingers. They cannot be regulated. Thank you for tackling this issue. We all want clean air.

Harry Colgan...there is one of these furnaces on 9G and it also creates a traffic hazard in certain kinds of weather due to the smoke.

Brenda Cagle thinks it's great that the Town is taking the lead as state has not regulated them yet.

Town Attorney Christine Chale makes note for the record the Town received a letter from Whiteman, Osterman & Hanna re: comments on proposed Local Law regarding outdoor wood burning furnaces.

On a motion of Supervisor Blum Bump, seconded by Councilman Ramsey move to close the Public Hearing on the proposed law to restrict outdoor wood burning furnaces.

Adopted	Ayes 3	Blum Bump, Ross, Ramsey
	Nays 0	
	Absent 2	Crane, Bordewich

Public Hearing – 8:00 p.m.

Public Hearing to incorporate into the Town highway specifications, model traditional neighborhood street and rural road standards.

Supervisor Blum Bump read the Public Hearing notice. Copies of the information are available in the Town Clerk Office.

The floor is open for comments

Linda Keeling thanked the board for addressing this issue. Smaller roads will cut down on cost fund development, paving, plowing. Traffic will also be slowed down.

Highway Superintendent Wayne Hildenbrand...I don't agree with this. We had one discussion one workshop regarding this and thought we came to a reasonable agreement. There has been little or no discussion with me about the highway specifications and they are in my jurisdiction. I don not think a Public Hearing is appropriate at this time because we haven't even decided on the road options. This needs further research and further discussion with me to come to a reasonable agreement. I gave you documentation from the school district and from the engineer at our last meeting with minimum requirement of 22 feet. We agreed to that.

Michelle Greig...traditional neighborhood road is 22 feet. Rural roads would be 22 feet wide. There are three different versions with shoulders. The board should measure roads to give a clear idea of what they are looking at. Access road is recommended at 18 feet to 20 feet.

Supervisor Blum Bump confirms with Michelle Greig traditional neighborhood, rural road would be 22 feet. Questions what is an access road.

Kathy Stewart lives across from Deer Run and has had tremendous environmental damage to her house when the road was put in. There is a rock shelf the water was seeping in from under the road. My entire foundation had to be redone. I question the environmental damage when the roads are built.

Dick Hanson says this needs a lot of work. School buses, emergency vehicles and service trucks are wide and these standards are correct for our current needs. Look at Route 9 at 4:00 p.m. I don't understand how creating hazards and congestion will be helpful to our children or anyone for a better quality of life. Roads are not meant to be playgrounds for children and you are advocating that they will be playgrounds by making them narrower.

Supervisor Blum Bump...this gives two other choices that may fit certain neighborhoods and are not suitable for all situations.

Keith Lore...I would like you to reconsider Kathy Stewart comments on Deer Run. There was no rock shelf, it is pure sand and gravel coming down the west side of the road

– all drainage goes to the west side of the road and does not go to Ms. Stewart’s house. I agree with the Greenway principles. I try to accommodate the Planning Board and Highway Superintendent and I need someone to tell me how to design my project. I am not for or opposed to. I’ll do it whatever way the Town of Red Hook wants it to be I just need to know which way to go.

Supervisor Blum Bump...I appreciate that.

Harry Colgan thinks it would be desirable to have additional road configurations available.

Susan Elias... not sure how wide Read Road is but I don’t think it is as wide as Spring Lake Road. It’s nice to keep the rural character. People adapt to narrower roads.

Clay Laugier...safety in terms of school buses, fire dept and emergency vehicles is important. Buses and emergency vehicles cannot get around if there is an accident. You should take that into consideration when you do the law.

Supervisor Blum Bump moves to close the Public Hearing, seconded by Councilman Ramsey - further discussion

Councilman Ramsey feels the highway specs need more work. We need to work with the Highway Superintendent.

Councilman Ross had the same understanding as Highway Superintendent at 22 feet. Nobody spends more time on the roads then the Highway Superintendent and he has communicated with the school who agree with 22 feet.

Supervisor Blum Bump is glad to add these two possibilities. We have asked Greenplan to write these laws and except for the country lane we agreed on 22 feet. If it’s needed or wanted then we have a choice. We are going to encourage Village like growth.

Michelle Greig said these are recommendations by four diverse agencies.

Supervisor Blum Bump...Dutchess County planning suggests 20 feet, could go up to 22 or down to 18 feet. Councilwoman Bordewich made a request for a country lane.

Councilman Ross...our verbal agreement with Wayne is 22 feet.

Michelle Greig...I did not understand that all roads were to be 22 feet, thought only for traditional neighborhood street.

Councilman Ramsey...part of the problem is the document we have even though we discussed 22 feet the document does not show that. We also discussed removing the section on avenues and alleys because we don’t have them.

Councilman Ross...we need standards for Town Roads, not private roads.

Wayne Hildenbrand...private road standards should not be part of these specs. If you want guidelines for private roads then the Town Board should set them for the Planning Board but they are not part of the highway specifications.

Supervisor Blum Bump said the Planning Board needs standards. There may be situations where an alley makes sense.

Councilman Ramsey...we are not going to resolve this tonight, we are here to listen to the public. We owe it to ourselves and the public to go back and set up a workshop and talk to our highway superintendent, our planning department and go over this.

Supervisor Blum Bump...for Anderson Commons we have agreed the 22 ft. traditional neighborhood road.

Wayne Hildenbrand...nobody agreed to a 22 foot wide road through Anderson Commons our specs now read 24 feet.

Supervisor Blum Bump... we have agreed to 22 feet.

Dick Hanson ... we need at least 22 feet.

Supervisor Blum Bump ... we'll discuss the country lane later.

Kathy Stewart...yes, we have a Highway Superintendent who has done wonderful things for us for many years and people who build the road and know what they are doing but there are the rest of us that have to use them everyday. Get lots of input from the people. The wider the road, the faster people go on them. We never had an instance of an emergency when the road is not wide enough.

On a motion of Supervisor Blum Bump, seconded by Councilman Ramsey move to keep the Public Hearing open.

Discussion:

Supervisor Blum Bump...would like to continue public hearing at next workshop June 12th.

Councilman Ramsey...feels that is too soon. We need to sit down with our Highway Superintendent.

Councilman Ross... if we make substantial changes then we need to re-advertise.

Supervisor Blum Bump...we can continue.

Town Attorney Chale...you would have to re-advertise if you made substantial changes.

Supervisor Blum Bump...if we change a country lane from 20 feet to 22 feet is that a substantial change?

Town Attorney Chale...in that situation I would re-advertise.

Supervisor Blum Bump...the highway spec's we adopted by resolution. We amend them the way they were adopted. We'll keep the public hearing open and continue discussion on June 12th at 7:30 p.m.

Adopted	Ayes 3	Blum Bump, Ross, Ramsey
	Nays 0	
	Absent 2	Crane, Bordewich

Public Hearing – 8:15 p.m.

Local Law amending Chapter 44 of the Town of Red Hook code governing public assemblies. The amendments apply town wide and are designed to protect the health, safety and welfare of Town residents.

Supervisor Blum Bump read the Public Hearing notice. Copies of the law are available in the Town Clerk office. Hearing opens at 8:45 p.m.

The floor is open for comments.

Linda Keeling refers to the five page letter given to Town Clerk Sue McCann where I am detailing my comments on each of these items. Board members received a copy. One of the items is changing the number from two hundred to one thousand; this will cause an environmental impact. I also noticed you have only designated two police officers per thousand and one additional officer for an additional thousand. The last festival was a complete disaster. This needs to be modified and you are asking for trouble.

Supervisor Blum Bump...this law is not to govern music festivals, this would allow for big get together without getting a permit for it. A festival would have to go through a permit process.

Kathy Stewart...people up to this point have been left to their own discretion. There is not reason to restrict someone.

On a motion of Supervisor Blum Bump, seconded by Councilman Ross move to close the Public Hearing at 8:45 p.m.

Adopted	Ayes 3	Blum Bump, Ross, Ramsey
	Nays 0	
	Absent 2	Crane, Bordewich

Supervisor Blum Bump to take a five minute break.

Supervisor Blum Bump opens the Town Board Workshop meeting at 9:00 p.m.

Michelle Greig from Greenplan presents SEQR review, all Type I actions.

Supervisor Blum Bump read the SEQR Resolution Establishing Lead Agency Type 1 Action. Name of Action: Zoning Amendments for Outdoor Lighting.

RESOLUTION 2006 #25

RE: Establishing Lead Agency Type I Action on Outdoor Lighting

On a motion of Supervisor Marirose Blum Bump, seconded by Councilman James Ross move to pass the resolution.

Copy Attached

Adopted	Ayes 3	Blum Bump, Ross, Ramsey
	Nays 0	
	Absent 2	Crane, Bordewich

On a motion of Councilman Ross, seconded by Councilman Ramsey move to authorize the Supervisor to sign the Part 1 EAF zoning amendments for Outdoor Lighting.

Adopted	Ayes 3	Blum Bump, Ross, Ramsey
	Nays 0	
	Absent 2	Crane, Bordewich

Supervisor Blum Bump read the SEQR Resolution Establishing Lead Agency Type 1 Action. Name of Action: Adoption of Chapter 73 of the Code of the Town of Red Hook

RESOLUTION 2006 #26

RE: Establishing Lead Agency Type I Action governing Outdoor Wood Burning Furnaces

On a motion of Supervisor Marirose Blum Bump, seconded by Councilman James Ross move to pass the resolution.

Copy Attached

Adopted	Ayes 3	Blum Bump, Ross, Ramsey
	Nays 0	
	Absent 2	Crane, Bordewich

On a motion of Councilman Ramsey, seconded by Councilman Ross move to authorize the Supervisor to sign the Part 1 EAF Town of Red Hook Code, Chapter 73: Outdoor Wood-Burning Furnaces.

Adopted	Ayes 3	Blum Bump, Ross, Ramsey
	Nays 0	
	Absent 2	Crane, Bordewich

Supervisor Blum Bump read the SEQR Resolution Establishing Lead Agency Type 1 Action. Name of Action: Amendments to the Town of Red Hook Highway Specifications.

RESOLUTION 2006 #27

RE: Establishing Lead Agency Type I Action Governing Highway Specifications

On a motion of Supervisor Marirose Blum Bump, seconded by Councilman James Ross move to adopt the resolution.

Copy Attached

Adopted	Aye 3	Blum Bump, Ross, Ramsey
	Nay 0	
	Absent 2	Crane, Bordewich

Michelle Greig...next is to authorize the supervisor to sign EAF concerning Highway Specs.

Councilman Ross ...can we still do that even though this particular law is presently in flux. We have established ourselves as Lead Agency and we should sign the EAF after we close the public hearing.

Supervisor Blum Bump...are we legally required to have a Public Hearing and do an EAF.

Town Attorney Chale...yes, whether it is a resolution or a local law you still have to go through the SEQR process.

Councilman Ross ... lets do an EAF after we close the Public Hearing.

Supervisor Blum Bump read the SEQR Resolution Establishing Lead Agency Type 1 Action. Name of Action: Amendments of Chapter 44 of the Town of Red Hook Code governing large assemblies.

RESOLUTION 2006 #28

RE: Establishing Lead Agency Type I Action Governing Large Assemblies

On a motion of Supervisor Marirose Blum Bump, seconded by Councilman Harold Ramsey move to adopt the resolution.

Copy Attached

Adopted	Ayes 3	Blum Bump, Ross, Ramsey
	Nays 0	
	Absent 2	Crane, Bordewich

The Board discusses EAF and decides to wait to adopt until we amend the EAF. (Amendments to Chapter 44).

Supervisor Blum Bump introduces Christine Chale, new Town Attorney.

Supervisor Blum Bump introduces Town Assessor Frank Orlando.

Frank discusses the Assessor's Report on 2006 Trending of the Village of Tivoli.

Harry Colgan asks how this would compare to the rest of the town. Seems to him there is a discrepancy between the high end sales and the immense increases in prices that the original assessments were way off base.

Kathy Stewart asks why the second revaluation was done when the market was going down.

Frank Orlando answers that the Town went along with a 5 year assessment plan and explains analysis. Real estate people might say prices are going down, but he doesn't see that in any statistical analysis.

Councilman Ross...the whole Village of Tivoli was trended. I agree with Harry, the rest of the Village should not pay for a few high sales.

Chris Munn ... the consultant makes the recommendation but the final decision is yours. Is it a possibility that a small village should not be trended? Maybe it should be trended separately.

Supervisor Blum Bump thanks Assessor, Frank Orlando.

Resolution 2006 #29

RE: Resolution authorizing the Town of Red Hook to enter into an Amendment to the Existing Cooperation Agreement Dated June 29, 2000 as amended, with the County of Dutchess for the purpose of undertaking Community Development and Home Programs for the Program Year Commencing Federal Fiscal Years 2007-2009 (And Successive Three-Year Qualification Periods) Pursuant to Title I of the Housing and Community Development Act of 1974, as amended, and the Home Investment Partnership Program of Title II of the National Affordable Housing Act of 1990

On a motion of Supervisor Marirose Blum Bump, seconded by Councilman James Ross move to sign the Community Development Block Grant Resolution and Amendment.

Copy Attached

Adopted	Ayes 3	Blum Bump, Ross, Ramsey
	Nays 0	
	Absent 2	Crane, Bordewich

Supervisor Blum Bump signs two copies of Town Attorney Christine Chale's contract, one to be returned to Christine, the other for Town files.

Supervisor Blum Bump reads proposed legislation to chargeback the municipalities within the County of Dutchess for election costs.

Councilman Ramsey...against the resolution for the chargeback.

Councilman Ross...against the resolution for the chargeback.

Supervisor Blum Bump...against the resolution for the chargeback.

Councilman Ramsey...I would like to get Clay Laugier of Crazy Idea on the agenda.

Supervisor Blum Bump will put him on the June 13th agenda.

Councilman Ramsey...I would like Glen Ridge Road to be accepted.

Supervisor Blum Bump...I will call the people with complaints and we'll discuss at the Monday workshop.

Since the passing of the 6 month moratorium two (2) hardship cases have been received. Keane and Beane will be our attorney. A public hearing within 60 days has to be scheduled.

Appraiser Pete Hubbell is coming in on June 12th at 7:00 p.m.

Councilman Ross...what is the status on the proposed out of court settlement on the boat club.

Attorney Chale...I just received packet from Assessor Orlando and will review.

On a motion of Supervisor Blum Bump, seconded by Councilman Ramsey with no further business the meeting adjourned at 10:00 p.m.

Adopted	Ayes 3	Blum Bump, Ross, Ramsey
	Nays 0	
	Absent 2	Crane, Bordewich

Respectfully submitted,

Susan McCann, Town Clerk