

**TOWN OF RED HOOK BOARD MEETING**  
**October 10, 2006**

**CALL TO ORDER**

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 10:06 p.m.

Present: Supervisor Marirose Blum Bump  
Councilwoman Sue Crane  
Councilwoman Jean Bordewich  
Councilman Harold Ramsey  
Town Clerk Susan McCann  
Town Attorney Christine Chale  
Absent: Councilman James Ross

Supervisor Blum Bump opened the meeting with the Pledge of Allegiance.

**ANNOUNCEMENTS**

1. A moment of silence was observed in honor of Judge Richard Griffiths, who served as a Red Hook Town Justice for 29 years. A page in the official Town Board Meeting Minutes Book will be dedicated to the memory of Justice Griffiths.
2. The Supervisor announced that the Red Hook Intermunicipal Task Force will hold its second community meeting October 12, 2006 at 7:30 p.m. at the firehouse. The meeting is entitled "Red Hook Centers and Green Space Plan: The Tools."
3. Supervisor Blum Bump announced the following Special Town Board meetings:
  - Oct. 16, 2006 - 7:30 p.m., workshop on the budget
  - Oct. 18, 2006 - 7:30 p.m., presentation of Volunteer Firefighter Penflex Program
  - Oct. 23, 2006 - 7:30 p.m., workshop on budget
4. The Annual Dutchess County Crop Walk was also announced. It will take place Sunday, Oct. 15, 2006 and begin at the Red Hook Recreation Park. The Board proclaimed its support of all participants.

**SUPERVISOR'S REPORT**

The Supervisor's monthly statement, dated September 30, 2006 was read as follows: Opening Balance - \$2,303,567.85; Receipts - \$419,803; Disbursed - \$547,903.65; Balance - \$2,175,467.68 (copy attached). Town Board approved budget adjustments in the General A Fund (prior to closing August 2006): Total increased revenue - \$7,765.00; total reduction in appropriations - \$16,600; total increase in appropriations (credit) - \$29,054. The offset to the Appropriated Fund Balance is an increase of \$4,689. For the month of September the Supervisor requests an additional sum of \$4,000 be appropriated from the fund balance to allow for completion of the project at the Recreation Park. In other funds, there was an increase (credit) in appropriations of \$7,000 for the Red Hook Fire Workers Compensation. Offset to the Appropriated Fund Balance - \$7,000.

On motion of Councilman Ramsey, seconded by Councilwoman Bordewich move to adopt the monthly Supervisor's statement as read.

Adopted	Ayes 4	Blum Bump, Crane, Bordewich, Ramsey
	Nays 0	
	Absent	Ross

**TOWN CLERK'S REPORT**

The Town Clerk's report for the period of September 1-30, 2006, was read as follows: Total State, County and Local Revenues - \$6,008.50; Total Local Shares Remitted to Supervisor - \$1,667.30; amount paid to County Treasurer for dog licenses - \$97.52; amount paid to NYS Ag. & Markets for spay/neuter program - 15.00; amount paid to NYS Dept. of Health for marriage licenses - \$135.00; amount paid to NYS Environmental Conservation - \$4,093.68; for a Total of Non-Local Revenues of \$4,341.20.

**PRIVILEGE OF THE FLOOR**

Supervisor Blum Bump opened the floor for public comment.

*Jonah Triebwasser:* Invites the Town Board and all Red Hook residents to the Rotary Club's annual Citizen of the Year banquet which will honor former Town Supervisor Jack Gilfeather. It will be held at the Red Hook Fire House on Tuesday, October 24th at 6:00 p.m. Tickets may be purchased from Rotary

members.

*Linda Keeling:* Glad to see agenda didn't change. During the financial report will we get an update on grants?

Councilwoman Bordewich said she spoke with Business Manager Debbie Marks who indicated she has not had a chance to work on that due to deadlines to get the budget done.

*Linda Keeling:* Would like Bob Fennell to look into the illegal sign for Gigi's Market on the corner of Pitcher Lane. Feels it is hazardous.

*Leo Sieverding:* Public hearing notices for other properties were published in the paper yet those hearings were not held tonight. Why?

Supervisor Blum Bump stated that two landowners withdrew from the public hearing because they did not know about it.

*Leo Sieverding:* Didn't Joel Sachs give the Board some advice as to why these properties should not be heard?

Councilwoman Bordewich noted that the Supervisor was not present when the Board voted to go ahead with the hearings, but the applicants indicated they could not attend tonight. A new date has not yet been set.

*Clay Laugier:* Asks residents to support the Crop Walk and to also support local food pantries.

As there were no further comments, the Supervisor closed the public comment period at 10:20 p.m.

**RESOLUTION FOR GRANT APPLICATION**

Supervisor Blum Bump read the proposed resolution and states that the Board hired Victor Cornelius of Endeavor to prepare the application for a grant from the NYS Office of Parks, Recreation and Historic Preservation, which has been completed. The purpose of the resolution is to authorize the Supervisor to sign and file the application.

RESOLUTION 2006 #59

RE: Application for funds from the NYS Office of Parks, Recreation and Historic Preservation to plan and construct the Breadbasket Trail.

On a motion of Supervisor Blum Bump, seconded by Councilwoman Jean Bordewich move the application be signed by Supervisor Marirose Blum Bump and submitted to the New York State Office of Parks, Recreation and Historic Preservation to request funding in an amount not to exceed \$100,000 for the planning and construction of the Breadbasket Trail, and, if appropriated, a conservation easement to the deed of the assisted property.

Adopted	Ayes 4	Blum Bump, Crane, Bordewich, Ramsey
	Nays 0	
	Absent	Ross

Copy Attached

**TOWN JUSTICE APPOINTMENT**

Councilwoman Bordewich reported that she, along with Councilwoman Crane, have put together evaluation criteria which will be forwarded to the other Board members. October 13, 2006 will be the cut-off date for receipt of applications.

**IMPLEMENTATION OF WORKING GROUP RECOMMENDATIONS**

Deputy Supervisor Bill O'Neill reported the Intermunicipal Task Force meeting is set for October 12, 7:30 p.m. at the Red Hook Firehouse. The Deputy Supervisor reviewed the proposed meeting agenda, noting there will be presentations from John Clarke and Ted Fink.

**PROPOSAL REGARDING RED HOOK TOWN AQUIFER AND WELLHEAD PROTECTION**

Deputy Supervisor O'Neill reminded the Board that at a previous meeting it had reviewed a Phase 1 proposal by Russell Urban Mead to prepare an aquifer budget for the Town of Red Hook (looking at what the Task Force is proposing and determining if current water resources would be sufficient to meet the needs of the proposed development and how to protect the water). The Board agreed to pay \$6,500 for this project. In the meantime, two other matters had to be added to the proposal following discussions with Mr. Mead, the Town Supervisor, and Hank Van Parys, Water District Manager. This would require an additional \$2500 for the contract. The additional tasks include drafting the aquifer ordinance and mapping out the location of wells in the Villages of Red Hook and Tivoli, as well as the Town's wells. Councilman Ramsey asked if they could have two weeks to review the ordinances. Councilwoman Crane referred to the September 22 memo from Hank Van Parys in which he questions the work related to the aquifer protection overlay ordinance, which is task number four. He says the Town does have a proposed ordinance, so there is no need to start over and he would talk to Russell Urban Mead about it. With regard to tasks #2 and #3, he thinks that with the availability of task #1 information, we will be better able to determine the needs of the scope of follow-on investigations. Councilwoman Crane said she thought at the last meeting there was agreement to vote to approve wellhead protection evaluation, get it, and then decide if more reviews, etc. are necessary. Supervisor Blum Bump stated that since there was a conversation with Hank Van Parys, the idea was to put everything on the table that refers to any proposed legislation. He worked very hard on the ordinance and thinks it is accurate, but having it reviewed in light of the county proposal and what Greenplan has done, the Board would have everything on the table and be completely up-to-date, providing a comprehensive look. Councilwoman Crane asked who wrote the proposal. Councilman Ramsey told her that Hank Van Parys spoke with Russell Urban Mead who then wrote the proposal for the additional \$2,500.

Following additional discussion, on a motion of Councilman Ramsey, seconded by Supervisor Blum Bump, move to go forward with tasks #4 and #5 for \$2500 with the stipulation that Water District Manager Hank Van Parys sees the proposal and agrees with it.

Adopted	Ayes 3	Blum Bump, Bordewich, Ramsey
	Nays 1	Crane
	Absent	Ross

**REQUEST FROM HIGHWAY DEPARTMENT TO GO OUT FOR BID FOR MATERIALS AND PURCHASE OF A ROAD SWEEPER**

Town Highway Superintendent Wayne Hildebrand requested the Board authorization to go out for bid for materials that are used by the Highway Department daily. Needs to go out to bid sometime this month. Also requested purchase of a road sweeper to replace the current one which is 16-17 years old and in need of repairs costing \$10,000+. Cost of a new one would be about \$185,000. There is a small window of opportunity to get this out to bid, approved, built and delivered prior to commencement of road sweeping next March.

On motion of Councilwoman Crane, seconded by Councilwoman Bordewich move to authorize the Highway Superintendent to go out to bid for materials with the bids to be opened at a public meeting November 6, 2006 at 4:30 p.m.

Adopted	Ayes 4	Blum Bump, Crane, Bordewich, Ramsey
	Nays 0	
	Absent	Ross

On motion of Councilman Ramsey, seconded by Councilwoman Crane move to authorize the Highway Superintendent to create specifications to go out to bid for a road sweeper.

Adopted	Ayes 4	Blum Bump, Crane, Bordewich, Ramsey
	Nays 0	
	Absent	Ross

Town Attorney Chale requests that the specs be authorized at the Board's November 14th meeting to keep things on schedule.

**FARMLAND PROTECTION APPLICATION RESOLUTIONS**

Mead Orchards: Town Attorney Chale discussed the SEQRA form with the Board, noting that this project will not have a coordinated review by the Town, but that the County will do its own SEQRA

review.

On motion of Supervisor Blum Bump, seconded by Councilwoman Bordewich move to approve the SEQRA form for Mead Orchards.

Adopted	Ayes 4	Blum Bump, Crane, Bordewich, Ramsey
	Nays 0	
	Absent	Ross

Attorney Chale stated the Board has received the application of Mead Orchards, LLC, for 82 acres located at 15 Scism Road, Tivoli. The Board has reviewed the application that was submitted to the Ag and Open Space Committee, and the Farm Land Protection Committee has forwarded recommendations that the Board approve the purchase of development rights as proposed, based on their review of the detailed criteria established by the Board in its Farm Land Protection Program. The Board has also reviewed the appraisal in connection with this application and anticipates funding the purchase with the borrowing authorized pursuant to the bond resolution dated July 8, 2003. The total estimated project cost is \$508,678, with purchase of development rights being made with the following partners: NYS Dept. of Agriculture and Markets, \$381,509; Dutchess County, \$57,335; Town of Red Hook, \$57,335 and Dutchess Land Conservancy, \$12,500. The Dutchess Land Conservancy will hold the easement and provide for its maintenance. The portion to be paid by the Town is not to exceed \$57,335, with an authorization for the Town Attorney to negotiate terms of an agreement with the Dutchess Land Conservancy consistent with the provisions of this action, conditioned on approval of funding of the listed amounts from each of the funding entities named.

RESOLUTION 2006 #60

RE: Purchase of Development Rights of Mead Orchards

On a motion by Councilwoman Jean Bordewich, seconded by Councilwoman Sue Crane move to accept the SEQRA findings and approve funding of the Town of Red Hook's share of the purchase of development rights for Mead Orchards.

Adopted	Ayes 4	Blum Bump, Crane, Bordewich, Ramsey
	Nays 0	
	Absent	Ross
		Copy Attached

Ragnar Manor Farms: Town Attorney Chale distributed to the board the SEQRA form for Ragnar Manor Farms. Attorney Chale stated that the Board's resolution should contain the following information: Ragnar Manor Farms is located 91 Sengstack Lane, Tivoli and consists of 28.34 acres. The Board has reviewed the application that was submitted to the Ag and Open Space Committee, and the Farm Land Protection Committee has forwarded recommendations that the Board approve the purchase of development rights as proposed, based on their review of the detailed criteria established by the Board in its Farm Land Protection Program. The Board should review the appraisal in connection with this application and anticipates funding the purchase with the borrowing authorized pursuant to the bond resolution dated July 8, 2003. The total estimated project cost is \$305,000, with purchase of development rights being funded jointly by Scenic Hudson in the amount of \$152,500, and the Town of Red Hook in an amount not to exceed \$152,500 or 50% of the total project cost, whichever is less. Approval of the project is subject to negotiations of the terms of an agreement with Scenic Hudson, consistent with this approval and conditioned on approval by Scenic Hudson of the purchase at the amount specified. Approval is also conditioned on further review and confirmation by the Board of the appraisal amount.

On motion by Councilwoman Bordewich, seconded by Supervisor Blum Bump, move to accept the SEQRA finds for Ragnar Manor Farm.

Adopted	Ayes 4	Blum Bump, Crane, Bordewich, Ramsey
	Nays 0	
	Absent	Ross

Carrie Watkins Bates of Scenic Hudson noted that the total acquisition cost is \$305,000, of which Scenic Hudson would pay \$152,500, but there are also project related costs that will be about \$20,000 (closing costs), bringing the total cost to \$325,000.

RESOLUTION 2006 #61

RE: Purchase of Development Rights of Ragnar Manor Farm

On a motion by Councilwoman Jean Bordewich, seconded by Supervisor Marirose Blum Bump, move to approve purchase of development rights to the Ragnar Manor Farm for 50% of the acquisition cost or \$152,500 plus 50% of appropriate closing costs, subject to findings and conditions.

Adopted                    Ayes 4                    Blum Bump, Crane, Bordewich, Ramsey  
                                  Nays 0  
                                  Absent                    Ross  
                                  Copy Attached

**ESTABLISH PUBLIC HEARING DATE FOR 2007 BUDGET REVIEW**

On motion from Supervisor Blum Bump, seconded by Councilman Ramsey move to set a public hearing on the 2007 budget for Thursday, November 2, 2006 at 7:30 p.m. at the Town Hall.

Adopted                    Ayes 4                    Blum Bump, Crane, Bordewich, Ramsey  
                                  Nays 0  
                                  Absent                    Ross

**COMMUNITY PRESERVATION ACT**

Town Attorney Chale suggests that the Board's November meeting be targeted for adoption of the act, then set the referendum date within 60 days. Attorney Chale will prepare the proceedings for the Board.

**LOCAL LAW REGARDING ENFORCEMENT OF NEW YORK STATE UNIFORM FIRE PREVENTION AND BUILDING CODE**

Attorney Chale presented the Board with a draft of the law (an internal draft). It will also be forwarded to the Building Department for its review, as well. This is adopted from a model from New York State.

**MAINTENANCE AGREEMENT FOR GREENWAY TRAIL AT UTS**

Attorney Chale had not been able to reach Sally Mazzarella and did not have any further response to the Board's comments.

**STATUS OF RECREATION LAND ACQUISITION**

Attorney Chale spoke with the attorney for this deal and both will be reviewing the actions of the Planning Board and will meet to go over proposed terms and issues that need to be brought before the Town Board for determination.

**FEE SCHEDULE FOR TENTS AND OTHER MEMBRANE STRUCTURES**

Councilwoman Bordewich noted that the term "large tents" needs to be defined. Councilwoman Crane suggested it be defined as a commercial tent larger than 500 square feet. There was further discussion about this issue. Robert McKeon noted there should be a separate fees schedule for agricultural structures in general, whether permanent or temporary. In discussions the Ag & Markets about what would be a reasonable fee, it was suggested that \$100 was a reasonable cap.

**ADJOURNMENT**

On motion from Supervisor Blum Bump, seconded by Councilwoman Bordewich, move to close the business meeting at 12:00 a.m.

Adopted                    Ayes 4                    Blum Bump, Crane, Bordewich, Ramsey  
                                  Nays 0  
                                  Absent                    Ross

Respectfully submitted,

Susan McCann, Town Clerk