

TOWN OF RED HOOK BOARD MEETING
November 14, 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 7:30 p.m.

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

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

SUPERVISOR'S REPORT

The Supervisor's monthly statement, dated October 31, 2006, was read as follows: Opening balance - \$2,175,467.68; Receipts - \$438,001.21; Disbursed - \$611,650.15; Balance - \$2,001,818.74. Town Board approved budget adjustments in the General A Fund (prior to closing October 2006): Total increased revenue - \$73,825; total reduction in appropriations - \$1,000; total increase in appropriations - \$143,150 (credit). The offset to the appropriated fund balance is an increase of \$68,325. In the General B Fund: Total increased revenue - \$47,550 (part of this amount includes an adjustment for a grant); total increased appropriations: \$62,030 (\$32,000 of which was the Quality Communities Grant which was paid to a consulting firm). The offset to the Appropriated Fund Balance is an increase of \$14,480. In the Highway DB Fund: Total increased revenue: \$12,500; total reduced appropriations - \$12,000; total increased appropriation - \$14,500 (credit); offset to the appropriated fund balance was a reduction of \$10,000. In other funds: Total increased appropriations \$225; offset to the appropriated fund balance - \$225.

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

Adopted	Ayes 4	Blum Bump, Ross, Crane, Ramsey
	Nays 0	
	Absent 1	Bordewich
		Copy Attached

TOWN CLERK'S REPORT

Town Clerk Sue McCann read the following statement into the record:

I take the responsibility of getting information to the public very seriously. Town Board meetings and public hearings are posted in the glass case in the Town Hall, Town Clerk bulletin board, on the Town's official website, www.redhook.org, in the official Town newspapers the Gazette, Freeman and the Poughkeepsie Journal. Information is sent to the Village of Red Hook and the Village of Tivoli and, if an issue has to do with zoning, notices are also sent to the surrounding Towns.

One of the tools I use that enable me to consolidate and track this information is a markable calendar that was located on the wall opposite my office. This tool was for use by me and posted for the benefit of other Town employees and department heads for room reservations. It was never meant to be used as an official reference -- since it is (to all intents and purposes) in constant update and a "draft".

To alleviate any confusion, I have removed it to reside in my office and would refer any individual or group desirous of meeting dates and times to consult with me directly or utilize any of the Town sources mentioned above.

The Town Clerk's report for the period of October 1-31, 2006, was then read as follows: Total

State, County and Local Revenues - \$3,988.50; Total Local Shares Remitted to Supervisor - \$1,230.39; amount paid to County Treasurer for dog licenses - \$97.17; amount paid to NYS Ag. & Markets for spay/neuter program - 18.00; amount paid to NYS Dept. of Health for marriage licenses - \$90.00; amount paid to NYS Environmental Conservation - \$2,552.94; for a Total of Non-Local Revenues of \$2,758.11.

Town Clerk McCann also reported that posted on the Town's website is a list of radio stations that will announce when the Town Hall is closed due to an emergency (e.g. weather or other emergency).

PRIVILEGE OF THE FLOOR

Supervisor Blum Bump opened the floor for public comment.

Linda Keeling: Would like those persons in the room who are taking pictures to be identified. Would also like to know how those pictures will be used.

Rosemarie Zengen, Save Our Town Committee: Asked about a meeting that was scheduled for the week before Election Day, but was held the week after. Also indicated she did not want to be filmed at the meeting by any camera other than the public access TV camera.

Marcy Appell: Asked about the status of the grant for St. Margaret's Home.

Councilman Ramsey clarified that a meeting he had on Friday, November 3 was not a public meeting of the Town Board, but an impromptu meeting that he had with Central Hudson at which Councilwoman Crane sat in, as did several other town residents. With regard to the use of cameras at Town Board meetings, Town Attorney Christine Chale noted that as long as photographers are not disruptive, they are allowed to use private video cameras in public meetings. She offered to provide a copy of the most recent legal opinion from the State Office of Open Government.

Supervisor Blum Bump stated that with regard to St. Margaret's Home, the Town did not receive the grant this round, but will re-apply. She noted that the application had been high on the list of possible recipients.

Jennifer Norris: Presented \$75.00 that was raised by the "Kids Scrabble" section of Hardscrabble Day to be used for the playground and the Recreation Park. Councilman Ramsey noted when the funds were raised they requested the monies be allocated to recreation programs, possibly the Rec Park.

As there were no further comments, the Supervisor closed the public comment period.

ANNOUNCEMENTS

1. The third community presentation by the Intermunicipal Task Force, **CENTERS AND GREEN SPACE: CONSIDERATIONS**, will be held on Thursday, November 16th, 2006 in the Linden Avenue School cafeteria. Everyone is urged to attend this community wide meeting beginning at 7:30 p.m.

2. The Town Board and the public will hear a presentation by the Pen Flex Company regarding a proposed volunteer service award program on December 12th, 2006 at the monthly Town Board Business meeting.

Councilwoman Crane requested that the Zoning Review Committee be notified about the upcoming Intermunicipal Task Force Meeting; Town Clerk McCann will contact them.

PRESENTATION BY CONSERVATION ADVISORY COUNCIL REGARDING TREE CITY APPLICATION

Ginger Hagan, a member of the CAC, spoke. The committee has been working on language for a tree ordinance, a draft of which was distributed to the Board. This is the final step in the process for the Town of Red Hook to apply for Tree City designation. To develop the ordinance

the committee reviewed similar ordinances from around the state. One of the requirements for the Tree City designation is to have a Tree Board in place; this is included in the ordinance. It would serve as a point of contact for citizens, the Town Board, utility companies, etc. Ms. Hagan then reviewed the draft, pointing out the purpose of the ordinance (to establish a responsible program for planting, maintenance or removal of trees and shrubs), the section that establishes the Tree Board and the section outlining its responsibilities. She noted that the Tree Board would establish a street tree inventory and work in cooperation with both the Town Highway and Recreation Departments, including pruning and maintenance. An additional requirement of the Tree City designation is that the Tree Board establishes an annual work plan for planting and maintenance activities. This is included in the ordinance in the section outlining the Tree Board's duties. Funding would include monies in the existing Highway and Recreation Department budget for this purpose, as well as the Town Board budgeting at least \$2.00 per capita towards planning, planting and maintenance of trees. Councilwoman Crane asks if the \$2.00 amount is specifically required by Tree City. Ms. Hagan indicates that it is required. The remaining portion of the ordinance addresses planning, tree planting, maintenance and removal/preservation. Ms. Hagan noted that the first planting took place earlier this year; eight trees were planted. Highway Department Superintendent Wayne Hildenbrand stated that the budget line for tree maintenance also includes funds for other things such as equipment repair and roadside brush. Supervisor Blum Bump asked what was the total at \$2 per capita. Brenda Cagle responded it is over \$20,000. Following a general discussion of the ordinance, Councilman Ramsey noted his concern with the timeframe for making this a local law by the end of December. Councilman Ross suggested that the Town Attorney review the application, and she requested a copy along with the guidelines and requirements.

**RESOLUTION TO SET PUBLIC HEARING REGARDING TOWN OF RED HOOK
FIRE PROTECTION DISTRICT FIRE SERVICE AGREEMENT-VILLAGE OF
TIVOLI**

RESOLUTION 2006 #64

RE: Establishing a date for a public hearing regarding the approval by the Town Board of the Town of Red Hook of a Fire Protection District Fire Service Agreement between the Town of Red Hook and the Village of Tivoli for 2007 and 2008.

On a motion of Councilwoman Sue Crane, seconded by Councilman James Ross move that a public hearing be set for December 12, 2006 at 7:30 p.m. at the Town Hall to hear all interested parties on the Fire Service Agreement between the Town of Red Hook and the Village of Tivoli and to determine whether to approve the agreement.

Adopted	Ayes 4	Blum Bump, Ross, Crane, Ramsey
	Nays 0	
	Absent 1	Bordewich

Copy Attached

**RESOLUTION TO SET PUBLIC HEARING REGARDING TOWN OF RED HOOK
FIRE PROTECTION DISTRICT FIRE SERVICE AGREEMENT-VILLAGE OF RED
HOOK**

RESOLUTION 2006 #65

RE: Establishing a date for a public hearing regarding the approval by the Town Board of the Town of Red Hook of a Fire Protection District Fire Service Agreement between the Town of Red Hook and the Village of Red Hook for 2007 and 2008.

On a motion of Councilman Harold Ramsey, seconded by Councilwoman Sue Crane move that a public hearing be set for December 12, 2006 at 7:35 p.m. at the Town Hall to hear all interested parties on the Fire Service Agreement between the Town of Red Hook and the Village of Red Hook and to determine whether to approve the agreement.

Adopted	Ayes 4	Blum Bump, Ross, Crane, Ramsey
	Nays 0	
	Absent 1	Bordewich

Copy Attached

RESOLUTION REGARDING THE ISSUANCE OF SERIAL BONDS TO FINANCE ACQUISITION OF A SWEEPER TRUCK AND DELEGATION OF CERTAIN POWERS THEREWITH TO THE TOWN SUPERVISOR

RESOLUTION 2006 #66

RE: A resolution authorizing the issuance of Serial Bonds of the Town of Red Hook, Dutchess County, New York in an aggregate principal amount not to exceed \$185,000 pursuant to the Local Finance Law to Finance acquisition of a sweeper truck, and delegating certain powers in connection therewith to the Town Supervisor.

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

Adopted	Ayes 4	Blum Bump, Ross, Crane, Ramsey
	Nays 0	
	Absent 1	Bordewich

Copy Attached

RESOLUTION TO SET PUBLIC HEARING REGARDING ADOPTION OF LOCAL LAW NO. 9 [PROPOSED] OF 2006

RESOLUTION 2006 #67

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. 9 [Proposed] of 2006 amending Chapter 60 of the Code of the Town of Red Hook entitled Emergency Preparedness.

On a motion of Supervisor Marirose Blum Bump, seconded by Councilman Harold Ramsey move that a public hearing be set for December 12, 2006 at 7:40 p.m. at the Town Hall to hear all interested parties on said proposed local law and determine whether to adopt the law.

Adopted	Ayes 4	Blum Bump, Ross, Crane, Ramsey
	Nays 0	
	Absent 1	Bordewich

Copy Attached

RESOLUTION TO SET PUBLIC HEARING REGARDING ADOPTION OF LOCAL LAW NO. 8 [PROPOSED] OF 2006

RESOLUTION 2006 #68

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. 8 [Proposed] of 2006 amending Chapter 74 of the Code of the Town of Red Hook entitled Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code.

On a motion of Supervisor Marirose Blum Bump, seconded by Councilman Harold Ramsey move that a public hearing be set for December 12, 2006 at 7:45 p.m. at the Town Hall to hear all interested parties on said proposed local law and determine whether to adopt the law.

Adopted	Ayes 4	Blum Bump, Ross, Crane, Ramsey
	Nays 0	
	Absent 1	Bordewich

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RESOLUTION TO SET PUBLIC HEARING REGARDING APPROVAL OF AN

INTERMUNICIPAL AGREEMENT FOR POLICE PROTECTION SERVICES

RESOLUTION 2006 #69

RE: Establishing a date for a public hearing regarding the approval by the Town Board of the Town of Red Hook of an intermunicipal agreement for police protection services between the Village of Red Hook and the Town of Red Hook for 2007.

On a motion of Supervisor Marirose Blum Bump, seconded by Councilman Harold Ramsey move that a public hearing be set for December 12, 2006 at 7:50 p.m. at the Town Hall to hear all interested parties on said agreement and determine whether to approve the agreement.

Adopted Ayes 4 Blum Bump, Ross, Crane, Ramsey
 Nays 0
 Absent 1 Bordewich

Copy Attached

RESOLUTION TO APPROVE APPRAISAL FOR WIL-HI FARM

RESOLUTION 2006 #70

RE: Approval of appraisal for Wil-Hi Farm needed to complete application to Dutchess County to fund the purchase of Development Rights.

On a motion of Supervisor Marirose Blum Bump, seconded by Councilman James Ross move to approve the appraisal (estimated cost \$2,000) for Wil-Hi Farm needed to complete application to Dutchess County to fund the purchase of Development Rights.

Adopted Ayes 4 Blum Bump, Ross, Crane, Ramsey
 Nays 0
 Absent 1 Bordewich

Copy Attached

NOMINATION AND RESOLUTION TO APPOINT RED HOOK JUDGE

Supervisor Blum Bump explained that the vacated position of the Town of Red Hook Judge needs to be filled until the next election, at which time a candidate for the position will be duly elected.

On a motion of Supervisor Blum Bump Jonah Triebwasser was nominated as a candidate for the judicial appointment. As there was no second, the motion failed.

RESOLUTION 2006 #71

RE: Town of Red Hook Judicial Appointment

On a motion of Councilman James Ross, seconded by Councilman Harold Ramsey move to appoint Kelly Flood-Myers as a Red Hook Town Justice, effective immediately, until the next election.

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

Councilman Ramsey noted that committee worked very hard and had a number of qualified applicants. Their decision was not an easy one. Councilwoman Crane stated that there was almost a four-way tie between the candidates, who were well qualified. The Town is very fortunate to have such qualified people interested and willing to serve.

VACANCY IN DUTCHESS COUNTY LEGISLATURE

Due to the election of Marc Molinaro to the State Assembly, he will vacate his position as the Red Hook representative to the Dutchess County Legislature. According to the County Charter and Code, which was read by Supervisor Blum Bump, the vacancy must be filled within 30 days by the Town Board with a majority vote of the Board. The person appointed will take and file the oath of office and will complete the current term. A discussion followed to determine at which meeting this appointment will be made.

On a motion of Councilman Ramsey, seconded by Supervisor Blum Bump move to schedule a special Town Board meeting on either December 20th or 27th at which an appointment will be made to fill the position of the Red Hook representative to the County Legislature and the books for 2006 will be closed.

Adopted Ayes 4 Blum Bump, Ross, Crane, Ramsey
 Nays 0
 Absent 1 Bordewich

ADOPTION OF BUDGET

On a motion of Councilman Ramsey, seconded by Councilman Ross move to adopt the 2007 budget for the Town of Red Hook.

Adopted Ayes 4 Blum Bump, Ross, Crane, Ramsey
 Nays 0
 Absent 1 Bordewich

RESOLUTION TO TRANSFER WATER DISTRICT FUNDS

RESOLUTION 2006 #72

RE: Transfer of Water District funds from the Water Works Operation and Maintenance Fund to the Special Reserve for Reconstruction and Reserve for Transmission.

On a motion of Supervisor Marirose Blum Bump, seconded by Councilman Harold Ramsey move to transfer \$25,000 of unexpended monies from the fund balance of the Red Hook Water District No. 1 to the Reserve for Reconstruction, and \$35,000 of unexpended monies from the fund balance of the Red Hook Water District No. 1 to the Reserve for Transmission.

Adopted Ayes 4 Blum Bump, Ross, Crane, Ramsey
 Nays 0
 Absent 1 Bordewich

Copy Attached

RESOLUTION FOR APPLICATION TO THE NYS OFFICE OF CHILDREN AND FAMILY SERVICES - CONFLICT RESOLUTION/PEER MEDIATION

RESOLUTION 2006 #73

RE: Submission of grant application to the NYS Office of Children and Family Services for a conflict resolution/peer mediation project.

On a motion of Supervisor Marirose Blum Bump, seconded by Councilman Harold Ramsey move to authorize making application in the amount of \$3,192 to the New York State Office of Children and Family Services (OCFS) for approval of the project described in the Youth Development Delinquency Prevention Application on file with the OCFS and Dutchess County Youth Bureau for the purposes of conflict resolution/peer mediation..

Adopted Ayes 4 Blum Bump, Ross, Crane, Ramsey
 Nays 0
 Absent 1 Bordewich

Copy Attached

Councilwoman Crane asks if this is a renewal of the grant that the Town has been receiving, Supervisor Blum Bump indicates that is correct.

RESOLUTION FOR APPLICATION TO THE NYS OFFICE OF CHILDREN AND FAMILY SERVICES - RECREATION PROGRAM

RESOLUTION 2006 #74

RE: Submission of grant application to the NYS Office of Children and Family Services for a recreation program

On a motion of Supervisor Marirose Blum Bump, seconded by Councilman James Ross move to authorize making application in the amount of \$3,580 to the New York State Office of Children and Family Services (OCFS) for approval of the project described in the Youth Development Delinquency Prevention Application on file with the OCFS and Dutchess County Youth Bureau for the purposes of recreation.

Adopted	Ayes 4	Blum Bump, Ross, Crane, Ramsey
	Nays 0	
	Absent 1	Bordewich

Copy Attached

ASSOCIATION OF TOWNS - GUIDELINES

Supervisor Blum Bump read a letter from the Association of Towns requesting funds to be contributed to support the hospitality room during the Association's annual meeting in February in New York City. The Board decided to defer a decision as to how much to contribute until its December meeting.

CHAMBER OF COMMERCE - WINTERFEST 2006

Supervisor Blum Bump referred Board members to a letter of from the Red Hook Chamber of Commerce (which she read aloud) requesting that the Town contribute \$1,200 in support horse-drawn carriage rides for WinterFest 2006, scheduled for December 3rd. The Supervisor stated that she checked with Town Business Manager Deb Marks and learned that there are \$200 dollars left in the publicity budget line. Councilman Ramsey said that there is an effort to expand the WinterFest Celebration in order to draw people into the town. The Board discussed how much to donate, noting concern that the request was so late in coming. Supervisor Blum Bump said that in future budget discussions the Board may wish to consider setting aside money for other community activities in addition to Hardscrabble Day and the parade, to which to the town makes donations.

On a motion of Councilman Ramsey, seconded by Councilman Ross move to donate \$200 to the Chamber of Commerce's WinterFest Event.

Adopted	Ayes 4	Blum Bump, Ross, Crane, Ramsey
	Nays 0	
	Absent 1	Bordewich

QUARTERLY SALES TAX DISTRIBUTION

Supervisor Blum Bump report that the Town has received from the County its portion of the quarterly sales tax distribution. The check was in the amount of \$90,324.06.

DEPARTMENT/COMMITTEE/BOARD REPORTS

Zoning Board of Appeals

Councilman Ross reported that the ZBA met and reviewed and passed the one area variance appeal that was before the board.

Planning Board

Councilman Ross reported that at its November 6th meeting there were preliminary discussions for a subdivision plat and lot line alteration on the Roger Hoffman property. There was also an amended site plan discussion for Poet's Walk, which will continue at the Dec. 4th meeting; a lot

line alteration for the Howland Davis Estate; and a subdivision plat for Sycamore Acres with a public hearing scheduled for December 4th.

Councilwoman Crane offered condolences, on behalf of the Board, to the Flanagan Family. Eileen Flanagan, a longtime member of the Assessment Review Board, died last week. Our condolences and sympathy go out to the family.

Water Board

No Report

Senior Services Committee

Councilwoman Crane reported that the committee's Home Care Strategies Expo took place November 10th and was attended by 78 people. There were 22 vendors as well as a panel discussion regarding strategies for home care. Thanked Hannaford for offering a free lunch, and IGA, which offered breakfast.

Highway Department

Councilman Ramsey met with Dan Wheeler and Mr. Martin regarding Orlich Rd. Councilman Ramsey discussed it with Highway Department Superintendent Wayne Hildenbrand, who will discuss it with the Town Attorney. Superintendent Hildenbrand and Purchasing Agent Ted Kudzy also reviewed material bids. Bid openings for the sweeper truck are schedule for Dec. 12th at 7:30 p.m. The Board then discussed the process for accepting material bids. It was noted that usually all bids are accepted, and then it is left to the discretion of the Highway Superintendent to purchase the materials from the most appropriate vendor.

Recreation Committee

Councilman Ramsey met with Doug Strawinski and Jen Norris to review concerns and input from Red Hook parents regarding upgrades to the playground. The committee will be looking at changes to be made at the Rec Park. Two fields have been repaired, flag football season has ended, water has been shut off in the park and it has been winterized, and the tennis courts have also been winterized.

Assessor Department

The Assessor received the Basic Certification from ORPS. Attended the final session of Small Claims Assessment Review with the following outcomes: 17 SCAR cases of which 11 were stipulated (an agreement between the property owner and the Assessor), 3 were granted partial reductions and 3 were kept at current assessment. Handled over 40 questions from property owners on the STAR Rebate Program; scheduled 8 meetings with property owners; reviewed 21 deeds for accuracy; completed over 250 edits (missing information report) from ORPS and continued the office's review of current assessments.

Conservation Advisory Council

Supervisor Blum Bump reported that the CAC met on October 11th. Topics discussed included the Community Preservation Act (which the CAC supports); the Conservation Easement Tax Abatement application for a property on Hapeman Hill Road (for which they gave a positive recommendation); the Intermunicipal Task Force's proposed expansion of neighborhoods to the North and South of the Village of Red Hook, noting a trail from Abrams Park to the Rec Park is a feature they have long supported; energy conservation and green building; and re-evaluation of the scenic roads list.

Purchasing Department

Councilwoman Crane reported that for the period of October 11 - November 10, 2006 there were 38 purchase orders issued in the amount of \$60,042.18, the largest to the International Salt Company for road salt (\$15,226.89). The cost per ton in 2006 is \$50.10. In previous years the cost was: 2005- \$46.95; 2004 - \$43.96; 2003 - \$29.21. The Highway Department also purchased two sanders for \$13,200. Quotes for snow and ice clearing of sidewalks were requested. AW Coon submitted the lowest and only quote. Tennis court fencing and ball field backstop replacements are complete. Gates for the courts have yet to be reset and installed. After rejecting the bid on energy savings measures for Town Hall, Purchasing Agent Kudzy suggests that several members of the Board meet with him as well as Wayne Hildenbrand, Lori Husted and perhaps Lanspery Engineering (who performed the energy audit) to plan a strategy for energy conservation.

Grant Applications

Supervisor Blum Bump reported that the Town will apply for reimbursement for the summer youth recreation program grant 2006 by next week. The Business Office will contact Dr. Maroney and/or Laurie Moon to determine the status of the conflict resolution/peer mediation program. Councilwoman Crane reported that the Red Church Restoration Committee in Tivoli submitted and received a grant for \$152,860 from the NYS Dept. of Parks, Recreation and Historic Preservation Environmental Protection Fund. Senator Saland was instrumental in obtaining the grant. The Supervisor reported that although the Town did not receive the grant to restore St. Margaret's Home, the Home has been placed on both the national and state Registers of Historic Places.

PUBLIC COMMENTS

Linda Keeling: Believes the Town is setting itself up for a lawsuit under the Americans With Disabilities Act by donating \$200 to sponsor horse-drawn carriage rides at the upcoming WinterFest. The rides need to be accessible to all people and the roads they cross need to have accessible pathways. Went through something similar with Hardscrabble day and had Taconic Resources assist the committee. The Town should not donate the \$200.

Jonah Triebwasser: Congratulates Kelly Flood-Meyers on her temporary appointment and looks forward to offering voters a choice for Town Justice in 2007.

Councilman Ross suggests that the Town ask the Chamber of Commerce to submit a bill for WinterFest, this way it is not a donation.

OTHER ANNOUNCEMENTS

Supervisor Blum Bump extended her thanks to Justice Roland Page for filling in during the vacancy of one of the Justice's positions.

Councilman Ramsey announced there would be a blood drive on November 22nd at the Tivoli Firehouse from 3:00 - 8:30p.m.

Supervisor Blum Bump announced approval of Highway Department bids would take place on December 5th.

ADJOURNMENT

On motion by Supervisor Blum Bump, seconded by Councilman Ramsey, moved to adjourn the meeting at 9:20 p.m.

Adopted	Ayes 4	Blum Bump, Ross, Crane, Ramsey
	Nays 0	
	Absent 1	Bordewich

Respectfully submitted,

Susan McCann, Town Clerk