

RED HOOK TOWN BOARD MEETING
January 12, 2010

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 pm.

Present: Supervisor Sue Crane
Councilman James Ross
Councilwoman Micki Strawinski
Councilman Harry Colgan
Councilman William O'Neill
Town Clerk Sue McCann

Also Present: Attorney for the Town Christine Chale
Business Manager Deb Marks
Budget Officer Rose Rider

Supervisor Crane welcomed everyone to the meeting and opened with the Pledge of Allegiance.

SUPERVISOR'S REPORT

The Supervisor's monthly report dated December 31, 2009 was read as follows: Opening Balance - \$1,547,515.72; Receipts - \$1,250,816.35; Disbursed - \$993,172.61; Balance - \$1,805,159.46. There are a number of Budget Adjustments prepared by Business Manager Deb Marks.

Business Manager Deb Marks presented budget adjustments. The end of the year expenditures has gone out and revenues have come in. Accounts receivable have yet to come in and be posted. General A Fund – total reduce revenues \$119,349.00; total increase revenues - \$21,214.00; total reduce appropriations - \$54,192.00; total increase appropriations - \$29,118.00; total offset to appropriate the fund balance - \$73,061.00. General B Fund – total reduce revenues - \$6,250.00; total increase revenues - \$3,350.00; total reduce appropriations - \$43,145.00; Total increase appropriations - \$10,285.00; offset to the fund balance reduce appropriated fund balance - \$29,960.00. Highway DB Fund – total increase revenues - \$3,745.00; total increase appropriations - \$3,745.00. Capital Projects & Other Funds – Consolidated Lighting District – total increase in appropriations - \$1,000.00. There were also adjustments for the 2010 budget. One was for the custodial line.

Supervisor Crane explained that the Board talked about reducing the custodial line and we found that we really need that custodial service. She asked the Board to approve getting back in line with the janitorial services. It is a minor expense but it is big to those in the Town Hall building. It is the Saturday morning pickup that she is referring to.

On a motion of Supervisor Crane, seconded by Councilman Ross moved to appropriate \$854.00 for the year from the fund balance.

| | | | |
|---------|------|---|------------------------------|
| Adopted | Ayes | 4 | Crane, Ross, Colgan, O'Neill |
| | Nays | 1 | Strawinski |

Deb Marks explained the second budget adjustment in the General B Fund. It is an increase of \$30,634.00 to Fire & Safety, Zoning, Social Security and Medicare. Offset is to appropriate the fund balance of \$30,634.00.

On a motion of Supervisor Crane, seconded by Councilman Ross moved to make the budget adjustment.

| | | | |
|---------|------|---|------------------------------|
| Adopted | Ayes | 4 | Crane, Ross, Colgan, O'Neill |
| | Nays | 1 | Strawinski |

On a motion of Councilman Ross, seconded by Councilman Colgan moved to approve the Supervisor's Report.

| | | | |
|---------|------|---|--|
| Adopted | Ayes | 5 | Crane, Ross, Strawinski, Colgan, O'Neill |
| | Nays | 0 | |

Copy Attached

TOWN CLERK'S REPORT

The Town Clerk's report for the period December 1, 2009 – December 31, 2009 was read as follows: amount remitted to Supervisor - \$1,182.68; amount remitted to County Treasurer for Dog Licenses - \$141.77; amount remitted to NYS Ag. & Markets - \$30.00; amount remitted to NYS Dept. of Health for Marriage Licenses - \$22.50; amount remitted to NY Dept. of Racing & Wagering - \$30.00; amount remitted to NYS Environmental Conservation - \$155.05. Total State, County & Local Revenue - \$1,562.00.

Town Clerk Sue McCann reminded residents that 2010 recycle center permits are on sale.

NORTHERN DUTCHESS COMMUNITY THAT CARES AWARD PRESENTATIONS

Councilwoman Strawinski introduced Henry Christopher from the Northern Dutchess Communities That Care committee. She and Mr. Christopher recognized students that helped with the recent food drive. She introduced Sophia Miele from the Community Action Agency who also recognized the helpers.

Henry Christopher passed out the mission statement of the Communities That Care organization. He explained how they came up with the idea of a food drive. They also received cash donations of almost \$700 in addition to the food donations. He praised the generosity of local residents. Mr. Christopher thanked Supervisor Crane, the Board and County Legislator Ben Traudt.

Sophie Miele read a brief statement of appreciation from the Community Action Agency before Mr. Christopher presented the awards.

Henry Christopher read the award information from Communities That Care and the Certificates of Merit from Assemblyman Marc Molinaro. The awards were presented to the following students: Richard Pero, Alison Brundrett, Tristan Truitt, Maria Superti, Ali Diaz, Kate Diaz, Enryka Christopher, Marc Salamone, Truman Perry, Jordan Decker, Helen Tsumagari.

ANNOUNCEMENTS

Supervisor Crane made the following announcements:

- VFW Red Hook Post 7765 is accepting donations for memorials to honor Korean and Viet Nam veterans in Memorial Park.
- Clean Energy Technology training January 14, from 4 – 7 p.m. at SUNY Ulster
- Guaranteed Home Loan for people of low income and Senior Citizens. Contact Supervisor Crane, Town Clerk Sue McCann or Red Hook Village Trustee Brent Kovalchik
- Senior Services Committee is holding a food drive on February 9 and 16th at the Red Hook Firehouse from 1 to 3 p.m.
- The CAC is sponsoring a DEC Camp scholarship and are accepting applications until Feb. 2

JUSTICE DEPARTMENT

Justice Jeffrey Martin explained new directives from the State regarding unfunded mandates and he also explained the Justice Court process in the Town. A Special Prosecutor could be hired so that police officers would not have to appear in court and that Prosecutor would prosecute a case with the police officer's permission. In that case, most people who come to court would not leave with a dismissal. With a Special Prosecutor there is more chance of plea bargains and the fines would reflect that accordingly. He addressed the concern about whether or not there is enough volume to hire a Special Prosecutor. Last year's report showed 633 vehicle traffic cases that does not include Judge Triebwasser and the year before that there were 590 vehicle traffic tickets. They've increased the volume of cases and last year Judge Martin's court brought in \$65,000, \$45,000 the year before and less the year before that. The volume has increased significantly. He explained that since Troopers can't negotiate plea bargains, sometimes they don't show up. If they don't show up the case is dismissed. He can't give any advice, just statistics. If a case is dismissed the person leaves court without paying a fine or surcharge. He explained that a Special Prosecutor could fill the void that happens in court. He doesn't know if having a Special Prosecutor would be cost effective. There are very few Towns left who don't have Special Prosecutors.

Councilman Ross asked if everyone gets Special Prosecutors will this force the State to allow the State Police to negotiate the plea as they did up until a couple of years ago because they are going to realize the great loss in revenue.

Justice Martin thinks so. He explained the reasoning of the State Police.

Councilman Colgan asked if the Village Police and Sheriff wouldn't have to show up if there was a Special Prosecutor.

Justice Martin responded they may or may not. A Special Prosecutor's duty is to get the courts calendar, communicate with Officers who issued tickets for that evening, know what the Officer's position is and appear in court on behalf of the Officers with their authority. Without the Officer's authority they should not be negotiating plea deals.

Supervisor Crane said what was compelling to her was that some people may leave without paying fines because no one showed up and some have to pay fines because they do have Officers who showed up.

Justice Martin and Justice Triebwasser are not heavy on fines.

Supervisor Crane asked if the Town's that have Special Prosecutors have been longstanding.

Justice Martin responded no, they have not been longstanding.

Councilwoman Strawinski asked if he tracks cases that are dismissed.

Justice Martin said he does not but it is not uncommon to have several cases dismissed.

Supervisor Crane assumes that it could be tried for six months or so to see what the outcome is. We could put a Request for Proposal out for any attorney's that would be interested. She asked how they would be paid.

Justice Martin thinks the pay is per night. If there are fifty cases, it's good for the Town, if there are seven, it's not. There is a lot of work involved in being a Special Prosecutor.

Councilman O'Neill asked if the statistics in the court justifies a Special Prosecutor.

Justice Martin answered if you look at it on a monthly basis, yes if you looked at it per week, sometimes no. It's a guess. He emphasized that the volume would need to be there to make sense. With a Special Prosecutor cases would move more quickly. It is up to the Town to crunch the numbers. The Court Clerks would know the number of dismissals.

Supervisor Crane said it seems the Court Clerks would be more called upon.

Justice Martin agreed.

Supervisor Crane is inclined to try it for six months and see what the history on it would be. If it is cost effective over six months she would think the Town would be well served.

Justice Martin said for the record that the Court is not in the business of revenue producing for the Town.

Councilman O'Neill commented that police officers file citations against people for violating the law and they really should be prosecuted. The system seems to have gotten complicated. The fact is a Special Prosecutor can streamline the process. It's being done all over and he thinks both sides of the equation will appreciate it. In principal it is a great idea. We should explore procedures done in other courts. He is in favor of it.

Councilman Colgan, thinking in terms of fairness, applies to everyone concerned.

Councilwoman Strawinski agrees that a six month trial might be in order.

Attorney Chale suggested setting it up in a way that it is going to be efficient. Otherwise it is not going to work. She suggested some people to talk to who have court experience.

Councilman Ross is confused about how we are going to pay a Special Prosecutor. There are a lot of hours spent. He is in favor of it but would like to speak to other Towns/Villages about it.

On a motion of Councilman Ross, seconded by Councilman Colgan moved to develop an RFP (Request for Proposal) for a Special Prosecutor for the remainder of this year.

Adopted Ayes 5 Crane, Ross, Strawinski, Colgan, O'Neill

 Nays 0

PUBLIC COMMENT PERIOD

Supervisor Crane opened for Public Comments.

Dick Hansen thinks the Special Prosecutor is a good idea for the Town. He is a commercial truck driver and had questions about how far a citation goes and about the fines associated with it. This can go through many avenues.

County Legislator Ben Traudt gave an update on the Dutchess County Legislature. Their meetings are the second meeting of the month. He will serve on the Publications Committee and as the Vice Chairman of the Environmental Committee.

WATER DEPARTMENT BUDGET REPORT

Water Department Chair Hank VanParys presented an overview of the Water District budget.

The Water Board recommended an increase for the meter readers. Their last rate increase was in 2000. They now get \$1.00 per meter. Meter pits are harder to handle. It is suggested that the

standard rates increase from \$1.00 to \$1.50 per meter and from \$1.00 to \$2.00 per meter pit. He explained that there is practically minimal budget impact. He recommended going ahead with the rate increase.

On a motion of Supervisor Crane, seconded by Councilwoman Strawinski moved to raise the rates to \$1.50 per meter and \$2.00 per meter pit.

| | | | |
|---------|------|---|--|
| Adopted | Ayes | 5 | Crane, Ross, Strawinski, Colgan, O'Neill |
| | Nays | 0 | |

Councilman Ross commented that the reason our rates are so cheap is because Hank VanParys and his Board do such a fine job of managing it.

Mr. VanParys informed the Board that while Bard College is doing some major work on their water system they'd like to switch over to us full time for some period of time while they are doing their construction. He spoke with our new system operator, Jason O'Brian, and with Gerry Gilnack. They have some reservations. As far as we know our water supply is adequate and in a case like this we have to notify the Health Depart and would need their ok. He'll keep the Board informed.

REORGANIZATION

OFFICIAL PROCEDURES FOR TOWN BOARD MEETINGS – Supervisor Crane explained the resolution approving the Rules of Order for Meetings and it incorporates suggestions made by Councilman Colgan. She asked for comments from the Board.

Councilwoman Strawinski is concerned about the section that includes the approval of minutes.

Town Clerk Sue McCann explained that the Board does not have to approve them, they can accept them.

Councilwoman Strawinski thinks it should be something they do as a matter of procedure. She understands needing documentation of the transcripts but she thinks there is a better way to do the minutes. Ours are much too lengthy. She suggested Roberts Rules recommendations of how minutes should be transcribed and what they should and shouldn't include.

Councilman Ross commented that is up to the Town Clerk.

Councilwoman Strawinski said she is going to hand out the recommendation to our committees as to how minutes should be submitted.

The Board discussed the issue of approving versus accepting the Town Clerk's minutes and adjusted the wording in the resolution.

On a motion of Supervisor Crane, seconded by Councilman Ross moved to approve the Rules of Order with the change of the wording to "accepting" the Town Clerk's minutes.

| | | | |
|---------|------|---|------------------------------|
| Adopted | Ayes | 4 | Crane, Ross, Colgan, O'Neill |
| | Nays | 1 | Strawinski |

COMMITTEE APPOINTMENTS – Supervisor Crane referred to the reorganization. Two Board members need to be appointed to the Audit Committee to audit the Supervisors books. She asked which two Board members would do it.

Councilman Colgan and Councilman O'Neill volunteered to serve as the Audit Committee.

Supervisor Crane moved to the liaisons to Departments and Committees. She confirmed that Councilwoman Strawinski asked not to be the liaison to Bard College.

Councilwoman Strawinski responded yes, she asked not to be the liaison.

Bard College - Supervisor Crane will be the liaison to Bard College.

Assessment Review Board - Carl Dowden is willing to remain as Chair, and Domenic Scarpulla will stay. He will be going to training. Supervisor Crane hopes to hear from George Reid by the next meeting.

Community Preservation Fund Committee –Councilman Colgan spoke to the Chair about the progress of the committee but did not ask about Miriam Latzer who represents the farm community. He will report back at the next meeting.

Conservation Advisory Council –Councilwoman Strawinski thinks they are in place.

Design Review/Hamlet Committee –Councilman Colgan had nothing to report.

Disaster Preparedness Committee – Supervisor Crane spoke to John Douglas who prepared the document and recommended that she get together with Tim Muldoon and that he, Linda Stoddard and Supervisor Crane sit down and try to update the record. She welcomed any Board member who might like to join in the meeting. Representatives are needed from the Red Hook Fire Company as well as the Police Department. They will work on it and get back to the Board.

Economic Development Committee – Councilwoman Strawinski received a response from Joe Rossi who is no longer interested in serving. Chris Clark and Teresa Haney are interested in serving. She hopes to have the rest of this resolved by the end of the month.

Ethics Board – Councilman Colgan had nothing to report.

Farmland Protection Committee – Councilman Ross spoke to those members whose terms expired and they all agreed to return.

Councilman O'Neill asked about John Hardeman's resignation as Planning Board member to the committee. Should another Planning Board member be appointed to fulfill the requirements? The Board will look at the composition of the resolution.

Councilman Colgan suggested changing the composition.

Supervisor Crane will look into changing the guidelines for the composition of the committee.

Councilman Ross suggested looking at past minutes. When it was formulated he was the Town Board member on the committee. Last year the Board felt there should not be a Town Board member as a member of the committee. He then became the liaison instead of an actual member of the committee. Apparently we didn't change the original charge.

Supervisor Crane said the members whose terms are up are willing to serve again. The question is the Chair of the committee.

Greenway and Trails Committee – Councilwoman Strawinski said that both Howie Callies and Susan Gilnack are willing to continue. There is a vacancy.

On a motion of Supervisor Crane, seconded by Councilman Ross moved to reappoint Howie Callies and Susan Gilnack to the Greenway and Trails Committee terms to expire December 31, 2011.

| | | | |
|---------|------|---|--|
| Adopted | Ayes | 5 | Crane, Ross, Strawinski, Colgan, O'Neill |
| | Nays | 0 | |

On a motion of Councilwoman Strawinski, seconded by Councilman Ross moved to reappoint Howie Callies as Chair of the Greenway and Trails Committee term to expire December 31, 2010.

| | | | |
|---------|------|---|--|
| Adopted | Ayes | 5 | Crane, Ross, Strawinski, Colgan, O'Neill |
| | Nays | 0 | |

IT Committee – Supervisor Crane said they will leave the committee as it stands. If we add a community member it will change the composition to six members.

Intermunicipal Shared Services Task Force – Councilman Colgan reported that Vince Manna is going to replace Mike Leedy as the representative from Tivoli.

On a motion of Councilman Colgan, seconded by Councilwoman Strawinski moved to appoint Vince Manna, Brent Kovalchik, David Seymour and Tom Cordier terms to expire December 31, 2010.

Adopted Ayes 5 Crane, Ross, Strawinski, Colgan, O'Neill
 Nays 0

Intermunicipal Task Force - Councilman O'Neill reported that they are still working on the membership

Planning Board – Councilwoman Strawinski reported that Christine Kane is still a member until 2012 and wishes to remain as Chair. She will report back. Two alternates are also needed.

Councilman Colgan spoke to Christine Kane and she does not feel the alternates are necessary. Supervisor Crane said it seems the alternates serve a very real purpose in a continuity sense. Two Planning Board members were moved up from alternate positions. Councilman Ross pointed out that the Town Board created that so it's is not up to the Chair of the Planning Board, it is up to the Town Board. Councilman O'Neill asked if we've advertised for committee members. Supervisor Crane will advertise for Planning Board positions and alternates.

Recreation Committee - Councilman Colgan said they met last night and all members agreed to stay on.

On a motion of Supervisor Crane, seconded by Councilman Ross moved to reappoint Doug Strawinski as Chair of the Recreation Commission term to expire December 31, 2010.

Adopted Ayes 4 Crane, Ross, Colgan, O'Neill
 Nays 0
 Recuse 1 Strawinski

On a motion of Supervisor Crane, seconded by Councilman Colgan moved to reappoint Charlie Nugent, Hollis Cochran, Tom Gilbert and Yvonne Turchetti to the Recreation Commission terms to expire December 31, 2011.

Adopted Ayes 5 Crane, Ross, Strawinski, Colgan, O'Neill
 Nays 0

St. Margaret's Committee – Supervisor Crane said this is going to be an ongoing committee so she suggested it be a committee instead of a task force. She suggested Susan Ellis as Secretary to the committee and Paula Schoonmaker, Chair. It was suggested that the members serve alternating two year terms.

On a motion of Councilman Ross, seconded by Councilwoman Strawinski moved to change the St. Margaret's Task Force to the St. Margaret's Committee with up to seven members and two year terms.

Adopted Ayes 5 Crane, Ross, Strawinski, Colgan, O'Neill
 Nays 0

On a motion of Supervisor Crane, seconded by Councilwoman Strawinski moved to appoint the following members to St. Margaret's Committee, Amy Dubin term to expire December 31, 2010, Paula Schoonmaker term to expire December 31, 2011, Linda Keeling term to expire December 31, 2010, Rosemarie Zengen term to expire December 31, 2011, Peter Sweeney term to expire December 31, 2010, Susan Ellis as Secretary of that Committee, and Doug Strawinski as Consultant. There are two vacancies.

Adopted Ayes 5 Crane, Ross, Strawinski, Colgan, O'Neill
 Nays 0

Senior Services Committee – waiting to hear from Chair Andrew Kehr.

Supervisor Crane asked for Committee Chairs to share the attendance of their committees for some clarification.

Tree Preservation Committee – already set with two year appointments.

Water District Board – already set with two year appointments.

Zoning Board of Appeals – Councilman Ross spoke with Chair Nick Annas. He would like to serve as Chairman again. Corinne Weber is interested in serving another term and Trilby Sieverding is interested in staying on as alternate. Nick Annas is waiting to hear from Craig Christensen about whether or not he wants to stay on.

Councilman Colgan commented that Corinne Weber has been on the ZBA for years now. He looked back over the last year and is concerned that this committee is a rubber stamp for allowing people to move beyond the zoning.

Councilman Ross attended most of their meetings and disagrees. That is not the case at all.

Councilman Colgan believes it's time for change. He wants to recommend one person.

Councilman Ross suggested that Councilman Colgan, who said he's never gone to a ZBA meeting go to a meeting and actually see who participates and how they contribute to the meetings. Then he can get a feeling if it is a valid point to replace someone because they've served a long time.

Councilman Colgan said Corinne Weber has served 20 years, and a reappointment would mean she's served 27 years. He believes that changing the players is important for thinking dynamic. We should give someone else a chance.

Supervisor Crane asked him if he's been looking for replacements for Corinne who has 20 years of experience and has been a regular participant. He's going beyond the alternates, such as Trilby Sieverding, who has served faithfully. She fails to see why he would look further than Trilby if he can't endorse Corinne.

Councilman Colgan is looking elsewhere because he is looking for someone he feels would be the best possible candidate.

Councilman Ross explained that the whole idea of the alternates is to look at the alternate list first. Secondly he said then the idea was for this Town Board to go out in the community to come up with names of people who would be interested. It is not for one member of this Town Board who feels he would like to replace a certain member on the ZBA to come up before us with a name.

Councilman Colgan believes every member of the Board has the right individually to represent their position. He talks to people daily about government business.

Councilwoman Strawinski asked if there is a reason to continue with a seven member Board.

Councilman Ross said there are a lot of reasons. With seven members you have a more varied input from the community than with just five people.

Councilwoman Strawinski thinks the Town Board should look at the attendance before making a decision.

Town Clerk Sue McCann had the attendance.

Supervisor Crane said it is an important Board and experience on the Boards has proven well. We have some newer members and some that have been long standing. Those who have served faithfully should be given due consideration.

Councilman Colgan said there are members recusing themselves because of their relationship to the applicant. They've lived here for many years. That is another reason he feels new blood would be appropriate.

Councilman Ross explained that is a good reason to keep it at seven members. It gives more depth to the committee.

On a motion of Councilman Ross, seconded by Supervisor Crane move to reappoint Corinne Weber to the ZBA.

| | | | |
|--------|---------|---|--------------------|
| Failed | Ayes | 2 | Crane, Ross |
| | Nays | 2 | Strawinski, Colgan |
| | Abstain | 1 | O'Neill |

Councilman O'Neill is put in the position that he can't vote at the time because, after the dialog, he wants to make some inquiries. There are a couple of things he wants to explore before he could vote. He doesn't feel he has enough information to vote tonight.

Supervisor Crane said we will revisit this at the next meeting.

Town Clerk Sue McCann did not receive a letter of interest from anyone but she see's that Councilman Colgan and Councilwoman Strawinski have one.

Councilman Colgan put it in Councilwoman Strawinski's mailbox.

Town Clerk Sue McCann reminded them she is supposed to get letters of interest.

Supervisor Crane feels strongly that the reason for having alternates and seasoning them in the past several years is to move them into any vacancies.
Councilman Ross commented that if we don't agree on Corinne Weber tonight, we are certainly not going to vote on anyone else with the possible exception of the two alternate positions.
Councilwoman Strawinski told the Board that she didn't agree to appoint Trilby all those years ago because she and her husband sued the Town over the moratorium. She certainly wouldn't consider moving her up into the regular ZBA based on that.
Supervisor Crane responded then the reason for having alternates is a fallacy. It serves you well when you want someone moved up in the Planning Board but it isn't serving you well to do it with exactly the same circumstances in the Zoning Board of Appeals.
Councilman Ross finds it very interesting that last year this Board, by a three to one decision, chose to put someone else on the ZBA who was unknown to some members of the Board over our hardworking alternate, yet when it came to the Planning Board, the members were chosen from the alternates who have experience sitting in that seat.
Councilman O'Neill asked Councilman Ross if someone is going to ask if Craig Christensen is available.
Councilman Ross said that Nick Annas hasn't had a chance to speak with Craig yet.
Councilwoman Strawinski commented that it sounds like he'll be dismissed because of lack of attendance anyway.
Supervisor Crane wanted to go on record to say she thinks it is disingenuous for us to say to people that they are appointed alternates in 2008 by this very Board with the expectation of serving.

Zoning Review Committee – Councilman O'Neill will report at the next meeting.

PROCUREMENT POLICY UPDATE

Supervisor Crane referred to the Town Purchasing Policy that Purchasing Agent Ted Kudzy reworked.

Attorney Chale spoke with Ted. She explained that she acknowledged his strong recommendations and that he is invaluable to the Town in terms of the work he does.

Supervisor Crane read the resolution approving the procurement policy.

RESOLUTION 2010 #2

RE: APPROVING THE PROCUREMENT POLICY IN THE FORM ON FILE WITH THE TOWN CLERK AS RECOMMENDED BY THE PURCHASING OFFICER

On a motion of Supervisor Sue Crane, seconded by Councilwoman Micki Strawinski moved to accept the resolution as read.

| | | | |
|---------|------|---|--|
| Adopted | Ayes | 5 | Crane, Ross, Strawinski, Colgan, O'Neill |
| | Nays | 0 | |

Copy Attached

ASSOCIATION OF TOWNS BUSINESS MEETING

Supervisor Crane asked the Board to review the copy of the materials that will be presented at the Association of Towns and recognize if they want representation there to vote on the proposed resolutions. Typically the Supervisor attends the meeting and votes with other representatives of other Towns throughout the State. She asked the Board to review the resolutions and decide if they think it is important for us to be represented.

On a motion of Supervisor Crane, seconded by Councilwoman Strawinski moved to authorize Supervisor Crane to serve as the delegate and Councilman Colgan as alternate at the Association of Towns conference.

| | | | |
|---------|------|---|--|
| Adopted | Ayes | 5 | Crane, Ross, Strawinski, Colgan, O'Neill |
| | Nays | 0 | |

RECYCLING FEES DISCUSSION

Supervisor Crane is going to meet with the Recycling Coordinator to discuss his opinions about business rates. In the past the Town Board voted not to have rates for recycling stickers for businesses. She and Purchasing Agent Ted Kudzy were looking at costs for recycling. Royal

Carting is now \$14,400 and Resource Recovery is now \$936. The costs for recycling in Red Hook have risen to \$15,336.00 for just the tipping fees. She asked the Board to consider raising the cost of recycling stickers effective February 1st to \$15.00 from \$12.00 to try to cover some of the cost increases. She asked also to revisit the notion of a business sticker to allow businesses to recycle at the center. Councilwoman Strawinski, Business Manager Deb Marks and she will meet with TJ Hackett who runs the Recycle Center. They would like to get his sense about having business stickers and to come up with a proposed rate.

On a motion of Supervisor Crane, seconded by Councilman Colgan moved to raise the rate of one recycling sticker beginning February 1st to \$15.00.

Adopted Ayes 5 Crane, Ross, Strawinski, Colgan, O'Neill
 Nays 0

On a motion of Councilman Colgan, seconded by Councilwoman Strawinski move to increase the fee for a second recycling sticker from \$3.00 to \$5.00.

Motion withdrawn

Attorney Chale suggested when they meet about commercial businesses using the Recycling Center, to have a discussion about volume and maybe some sort of limitation on volume and also you cannot take bagged waste from any commercial facility.

Town Clerk Sue McCann said when the program first started we were allowing businesses.

Councilman Ross explained that the Town started charging for stickers because the people who work out there told the Town Board that there were people from other Towns dumping in our Recycling Center. That's when we decided to have stickers so that residency would have to be proven to use the center. He always thought small businesses could use the center, that's why he's confused about a business sticker.

Town Clerk Sue McCann told him in the past they ran into the problem where some business' brought in truck loads of cardboard.

Supervisor Crane said the Board actually voted to prohibit commercial offloading materials. It was confined to households because it got to be overwhelming.

Attorney Chale asked about bagged waste. Regardless of what you do with recycling, you cannot take commercial bagged waste because that would require a different type of permit.

SIDEWALK CLEARING BID AWARDED

Supervisor Crane notified the Board that there was one sidewalk clearing bid and it was awarded to Frank Vosburgh.

Councilwoman Strawinski referred to the minutes of November 11, 2009. She thought we were going to go in house.

Supervisor Crane explained that discussion was for the following year, 2011. Another issue is that the Town does not own the right equipment. It should be a budget discussion.

Councilman Colgan suggested property owners clear their own sidewalks.

SUPERINTENDENT OF HIGHWAYS REVIEW

Supervisor Crane referred to a packet of resumes and information that Business Manager Deb Marks pulled regarding the class of Working Supervisor and a description of Highway Superintendent in other Towns. There are five resumes and she asked that the Board consider a time to get together for an interview process. She'd like to begin the process as quickly as possible. It is an important position that needs to be filled and so the Board will discuss the issue at the next Board meeting in Executive Session.

CORRESPONDENCE

Supervisor Crane received a letter from Jeffrey May and Charles Wallace, both of North Drive. It is concerning roadside drainage policy on the part of the Town. She introduced Mr. May and Mr. Wallace who were in attendance.

Mr. May told the Board that their letter is self explanatory. He and Mr. Wallace have adjoining properties and there is a low area in between. He explained standing water that accumulates in that low area and the measures and meetings they had with retired Highway Superintendent Wayne Hildenbrand and Town Engineer Dan Wheeler regarding the issue. The correspondence he submitted were proxy minutes of the meeting in Dan Wheeler's office on December 8, 2009. They are asking the Town Board to allow the Town Engineer to pursue further design options to try to mitigate the water retention issue on the properties of 21 and 27 North Drive, then further

once a cost effective solution is determined that the Town Board allocate necessary funds to rectify the situation.

Supervisor Crane told them that this is the first chance the Board had to look at the letter and said the Town Attorney will have to weigh in on this.

Attorney Chale said we will certainly need Dan Wheeler's engineering opinion on the issue.

The Board discussed the water issues with Mr. May and Mr. Wallace.

Attorney Chale suggested the Supervisor ask Town Engineer Dan Wheeler for an assessment report. This is an engineering issue so we need that evaluation.

Supervisor Crane will call Dan in and discuss this with him.

Attorney Chale said it would be preferable for Dan to make a report prior to the meeting, and then meet with us. Ask him for a written review or opinion on the issue.

Supervisor Crane will get the meetings going.

Supervisor Crane referred to additional correspondence:

- A letter from Dick Franklin that refers to the parking area on Firehouse Lane. It is a complex issue. He raises some very good points in his letter.

- State Assemblyman Marc Molinaro regarding Tier 5 legislation that has been passed

- Letter to Wayne Hildenbrand from the Department of DOT. She suggested that Councilman Colgan look at that letter.

PUBLIC COMMENT

Linda Keeling asked if the microphone could be moved closer so that the Attorney can be heard.

On a motion of Councilman Colgan, seconded by Councilwoman Strawinski, moved to adjourn the meeting at 10:23 p.m.

| | | | |
|---------|------|---|--|
| Adopted | Ayes | 5 | Crane, Ross, Strawinski, Colgan, O'Neill |
| | Nays | 0 | |

Respectfully submitted,

Sue McCann, Town Clerk