BUSINESS MEETING
TOWN BOARD, TOWN OF NORTH EAST
MAY 8, 2014

Members Present:

Supervisor John Merwin
Councilman Jim Campbell
Councilman Ralph Fedele
Councilman George Kaye
Councilman Steven Merwin

Call to Order:

Supervisor Merwin called the meeting to order at 7:00 P.M. with the Pledge of Allegiance.

Acceptance of Agenda:

On a motion by Councilman Fedele, seconded by Councilman Merwin the following was

ADOPTED - AYES - 5 (Merwin, Campbell, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to accept the Agenda as amended.

Public Comment on Agenda Items Only: None

Department and Committee Reports:

POLICE - Police Chief Rudin reported that there were 23 incidents in the Village and 11 in the Town in the month of March. In April there was 34 in the Village and 26 in the Town for April. He informed them of an upcoming Seat Belt initiative and 9 DWI patrols during the memorial day weekend. He introduced a new Patrol Officer who had just graduated from the Police Academy.

HIGHWAY - Supervisor Merwin informed Highway Superintendent Stevens that there was an incident on Coleman Station Road involving Robert Quinlan near his home and a speed limit reduction has been requested for Sheffield Hill Rd. Mr. Stevens stated that he will be working with the Town Clerk to start the process involving the Dutchess County Department of Public Works and then the NYS Department of Transportation for an evaluation.

Mr. Stevens informed the board that there was a revision to the 284 Agreement that added CHIPS Funding and Extreme Winter Recovery money to the agreement.

On a motion by Councilman Merwin, seconded by Councilman Campbell the following was

ADOPTED - AYES - 5 (Merwin, Campbell, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to approve the revised 284 Agreement.

Supervisor Merwin advised the Board that he would like to hold a special meeting on May 21, 2014 at 5:00 P.M. to approve the grant application, along with the other Towns in District 19, for a Shared Services Grant from Dutchess County. This Grant would be used to purchase a blacktop roller and paver. The grant is in the amount of $260,000.00. The meeting is to give official approval to the Towns participation in the Grant.

ASSESSOR - The Town Clerk read the Assessor's Report dated May, 2014 into the record.

TOWN CLERK - Lisa Cope advised the Board that tax collection will close on May 31, 2014. After that date all will be referred to Dutchess County.

PLANNING/ZONING AND BUILDING - The Board was advised that the memos for Planning/Zoning and Building dated April 2014 were on the table.

BUILDING AND GROUNDS - Supervisor Merwin informed the Board that the JCAP Grant received by the Justice Court allowed the Town to install an enhanced hearing system in the Court Room/Meeting Room.

Memorial Day Resolution:

On a motion by Councilman Campbell, seconded by Councilman Fedele the following was

ADOPTED - AYES - 5 (Merwin, Campbell, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to have the Supervisor sign the Proclamation for Memorial Day.

Junk Yard and Mobile Home Park Permits:

Town Clerk Lisa Cope informed the Board that Scenic View Mobile Home Park and Benwood Knolls had been inspected and are in compliance.

On a motion by Councilman Merwin, seconded by Councilman Kaye the following was

ADOPTED - AYES - 5 (Merwin, Campbell, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to approve the permits for Benwood Knolls and Scenic View Mobile Home Parks to be renewed for one year.

The Town Clerk also reported that Thomsen and Graham Metals, Inc was also inspected and in compliance.

On a motion by Councilman Merwin, seconded by Councilman Kaye the following was

ADOPTED - AYES - 5 (Merwin, Campbell, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to approve the permit for Thomsen and Graham Metals, Inc. for the year 2014 through 2015.

Town Board Committee on Grant Writing:

Supervisor Merwin informed the Board that he felt a Town Board Committee on grant writing should be formed. The committee members should work closely with the Grant Writer Michael Haggarty and report back to the Board members on a monthly basis. The Committee will consist of Councilman Kaye, Supervisor Merwin and Town Clerk Lisa Cope.

EMS Issue:

Supervisor Merwin advised the Board that he and Councilman Campbell have met with the Fire Commissioners regarding the EMS issue. They have looked at a proposal that was worked on several years ago, and one used by the Town of Dover. The Supervisor would like to have a community wide evaluation committee that would consist of representatives from the Town Board ,Village Board, Fire Department and the Public.

Townscape Report:

Chris Keenan, President of Townscape reported that they were working with the Village of Millerton on raising funds to bury the power lines on Main Street in conjunction with rebuilding the sidewalks on the south side of main street. They have also retained Michael Haggarty to write grants for the project. He informed them that two new crab apple trees were planted and they are looking to get funding for three new benches in Veterans Park.

Town Hall Signs Quotations:

On a motion by Councilman Kaye, seconded by Councilman Campbell the following was

ADOPTED - AYES - 5 (Merwin, Campbell, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to approve the quote from GHI signs for Town Hall signs, in the amount of $1,703.00.

Fee Schedule Revision:

On a motion by Councilman Kaye, seconded by Councilman Fedele the following was

ADOPTED - AYES - 5(Merwin, Campbell, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to accept the new fee schedule.

Supervisor's Report:

VOUCHER COMMITTEE - for June, 2014 will consist of Supervisor Merwin and Councilmen Fedele and Campbell.

MONTHLY BILLS ABSTRACT -

On a motion by Councilman Fedele, seconded by Councilman Kaye the following was

ADOPTED - AYES - 5 (Merwin, Campbell, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to approve the monthly abstract dated May, 8 2014 in the following manner:

A Fund - $13,179.55
B Fund - 516.50
DB Fund - $29,707.90
ESCROW - $ 481.48

TOTAL:$43,885.43

All signed and dated the abstract.

BUDGET ADJUSTMENT -

On a motion by Councilman Campbell, seconded by Councilman Merwin the following was

ADOPTED - AYES - 5 (Merwin, Campbell, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to accept Budget Adjustment #2 of 2014.

Meeting with Counsel:

GENERAL LEGAL MATTERS -Mr. Replansky requested a motion to settle a Tax Certuari concerning Tcherpine vs The Town of North East.

On a motion by Councilman Kaye, seconded by Councilman Fedele the following was

ADOPTED - AYES - 5 (Merwin, Campbell, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to authorize Mr. Replansky to sign the stipulation of settlement.

Supervisor Merwin asked Mr. Replansky how to prohibit people from walking their dogs in Spencer's Corner Cemetery. Counsel advised to erect signs first and if that doesn't work the Town will have to put up codification.

CABLEVISION FRANCHISE CONTRACT- Mr. Replansky informed the Board that he had drafted a letter to Cablevision with changes in the franchise contract. He hoped to have the contract for the next meeting.

A-1 COMMUNICATION CONTRACT - Mr. Replansky says the contract looks fine and all that is needed is to fill in a termination clause.

On a motion by Councilman Campbell, seconded by Councilman Kaye the following was

ADOPTED - AYES - 5 (Merwin, Campbell, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to authorize Supervisor Merwin to sign the executed A-1 Communication Contract.

Public Hearing on Manure Storage Law:

On a motion by Councilman Merwin, seconded by Councilman Campbell the following was

ADOPTED - AYES - 5 (Merwin, Campbell, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to open the Public Hearing # 1 of 2014, regarding manure storage.

Town Clerk Lisa Cope read the notice into the record.

Public comment was made by Ms. Lynn Mordas, who read her letter into the record. She requested that the Town Agricultural Board review the situation.

Mr. Robert Kuchbach questioned the need for the law.

Highway Superintendent Stevens said that piling of manure causes water to pond along the side of the road which causes drainage issues and causes the road pavement to weaken.

Mr. Replansky replied that the manure was being stored too close to the road and it was causing some health and safety issues.

Mr. Replansky said that the law was consistent with the Dutchess County Soil and Water rules. Ms. Cope read the comments from Daniele Condeer of NYS Ag & Markets into the record.

On a motion by Councilman Merwin, seconded by Councilman Campbell the following was

ADOPTED - AYES - 5 (Merwin, Campbell, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to close the Public Hearing.

The Public Hearing closed at 8:15 P.M.

Supervisor Merwin suggested continuing the discussion of Local Law #1of 2014 at the June 12, 2014 meeting.

On a motion by Councilman Campbell, seconded by Councilman Merwin the following was

ADOPTED - AYES - 5 (Merwin, Campbell, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to continue the discussion concerning Local Law #1 of 2014 on June 12, 2014.

EXECUTIVE SESSION -

On a motion by Councilman Fedele, seconded by Councilman Kaye the following was

ADOPTED BY ROLL CALL:

AYE - Supervisor Merwin
AYE - Councilman Campbell
AYE - Councilman Fedele
AYE - Councilman Kaye
AYE - Councilman Merwin

RESOLVED, to go into Executive Session to discuss litigation matters with the Town Attorney.

The Board went into Executive Session at 8:20 P.M.

On a motion by Councilman Merwin, seconded by Councilman Kaye the folling was

ADOPTED - AYES - 5 (Merwin, Campbell, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to return to regular session.

The Board returned to regular session at 8:40 P.M.

Minutes:

On a motion by Councilman Kaye, seconded by Councilman Merwin the following was

ADOPTED - AYES - 5 (Merwin, Campbell, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to approve the minutes of April 3, 2014 as presented.

On a motion by Councilman Merwin, seconded by Councilman Kaye the following was

ADOPTED - AYES - 5 (Merwin, Campbell, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to approve the minutes of April 9, 2014 as presented.

General Comment: none

Adjournment:

On a motion by Councilman Fedele, seconded by Councilman Merwin the following was

AOPTED - AYES - 5 (Merwin, Campbell, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to adjourn the meeting.

The meeting adjourned at 8:43 P.M.

Respectfully Submitted,

Lisa Cope

Lisa Cope
Town Clerk

Approved June 12, 2014