TOWN BOARD, TOWN OF NORTH EAST
BUSINESS MEETING
SEPTEMBER 11, 2014

Members present:

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

Members Absent:

Councilman Jim Campbell

Acceptance of Agenda:

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

ADOPTED - AYES - 4 (Merwin, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to accept the agenda as amended.

Public Comment on Agenda Items Only: none

Department and Committee Reports:

POLICE - David Rudin gave a brief report. He stated that there were 23 incidents and 6 tickets were issued in the Indian Lake area for speeding. He also reported that there was a motorcycle accident on Sharon Road, and a break in at a house on Fish Street and South Maple Avenue.

HIGHWAY - Mr. Stevens provided the Board with quotes from T & T Body King and Hudson River Truck and Trailer for a plow, sander and dump body for the new plow truck. He indicated that he would like them to accept the bids.
He also provided them with bids for sand, gravel and screened top soil, blacktop, fuel. He indicated that the bids highlighted were the one he would like for them to accept.

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

ADOPTED - AYES - 4 (Merwin, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to accept the stone, gravel, fuel reclamation, oil, and stone bid as recommended by Superintendent Stevens.

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

ADOPTED - AYES - 4 (Merwin, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to accept the bid for dump body, sander and plow, from T&T and Body King.

Superintendent Stevens informed the Board that he relayed the message to the Kildonan School regarding the crosswalks but has not heard back from them.

PLANNING/ZONING AND BUILDING - Supervisor Merwin announced that the Planning/Zoning and Building reports were on the table.

ASSESSOR - none

TOWN CLERK - Town Clerk Lisa Cope informed the Board that she had received a Public Hearing Notice from the Town of Ancram for September 18, 2014. This notice is for consolidation of zoning.

EMS - Supervisor Merwin advised the Board that there were three bids for EMS service to cover the time period of 6:00 AM to 6:00 PM. One bid had been received and two more will arrive shortly. The Board will meet with Counsel Replansky when all bids are received so they can discuss the bids and ask for his recommendations.

Public Hearing on CDBG:

Supervisor Merwin opened the Public Hearing at 7:25 P.M. The Town Clerk read the Notice of Public Hearing concerning application ideas for CDBG 2014.

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

ADOPTED - AYES - 4 (Merwin, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to open the Public Hearing to discuss project ideas for an application to CDBG for 2014.

Ms. Rhiannan Leo Director of the Millerton Library spoke to the Board of the need for repairs to the Library building. She informed them that new supports were needed in the basement and the roof needed repairs. She spoke of providing automatic front door both front and back to assist the handicapped.

Ms. Carol Kneeland, who volunteers at the Library informed the board of the many of users of the library who were from lower and middle class homes. The Elderly were especially well served by the Library.

Supervisor Merwin announced that there would be a special meeting on Wednesday September 17, 2014 at 7:00 P.M. to discuss options for the CDBG grants.

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

ADOPTED - AYES - 4 (Merwin, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to close the Public Hearing. The hearing closed at 7:40 P.M.

Resolution to Accept the Proposed Water District #1 Benefit Assessment Roll for 2014 and to schedule a Public Hearing:

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

ADOPTED - AYES - 4 (Merwin, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to accept the proposed Water District #1 Benefit Assessment Role for 2014.

A Public Hearing concerning the matter was scheduled for October 9, 2014 at 7:30 P.M.

Authorization to allow Emery and Webb Insurance to Service Workers Compensation Policy:

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

ADOPTED - AYES - 4 (Merwin, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to allow Emery and Webb Insurance to service the Workers Compensation policy.

Approval of Village Police Contract:

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

ADOPTED - AYES - 4 (Merwin, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to approve and sign the Village Police Contract.

Approval of Dutchess County Assuming Lead Agency Status for the Rail Trail Extension Project:

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

ADOPTED - AYES - 4 (Merwin, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to approve of Dutchess County assuming the lead agency status for the Rail Trail Extension Project.

Reopening Public Hearing on Local Law #2, 2014 titled Property Maintenance:

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

ADOPTED - AYES - 4 (Merwin, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to reopen the Public Hearing on Local Law #2, 2014.

PUBLIC COMMENT -

Bjourn Michaud stated that he believed the language of the law was too vague, far reaching and gives the Town permission to access all properties. The civil liberties of the owners of Town property owners are in jeopardy. Agricultural practices, economic discrimination and religious activities would possibly be curtailed. He went on to say the law was open to interpretation leading to problems legally and ethically.

Mr. Marty Markonic agreed with Mr. Michaud that the law was vague and that the Town of North East is one of the lower economic areas in the County and that its inhabitants should not be made to do costly cosmetic work on their properties like painting barns.

The Town Clerk read an email concerning this law, from Ms. Pamela Michaud.

Mr. David Sherman said that the law was geared more to a suburban community not a rural one.

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

ADOPTED - AYES - 4 (Merwin, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to continue the Public Hearing concerning Local Law #2 until October 9, 2014.

Meeting With Counsel;

GENERAL LEGAL MATTERS - Supervisor Merwin informed the Board that he had received a call from Mr. Dan Ahouse of Cablevision. Mr. Replansky said that he needed to review changes that were outlined in a memo. He will advise the Board of the outcome.

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

ADOPTED - AYES - 4 (Merwin, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to set a Public Hearing for October 9, 2014 at 7:45 P.M. in regards to the Cablevision Franchise Contract.

Executive Session:

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

ADOPTED BY ROLL CALL;

Supervisor Merwin - AYE
Councilman Ralph Fedele - AYE
Councilman George Kaye - AYE
Councilman Steven Merwin - AYE
Councilman James Campbell- ABSENT

RESOLVED, to go into Executive Session for Litigation Matters.

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

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

ADOPTED - AYES - 4 (Merwin, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to return to regular session.

The Board returned to regular session at 8:35 P.M.

Supervisor's Report:

MONTHLY BILLS AND SPECIAL ABSTRACTS -

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

ADOPTED - AYES - 4 (Merwin, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to approve the Abstract dated September 11, 2014 in the following manner:

A Fund - $111,336.33
B Fund - $ 564.64
DB Fund - $ 55,273.77
Landfill - $ 55,000.00
ESCROW - $ 1,035.00
TOTAL: $223,209.74
All signed and dated the Abstract.

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

ADOPTED - AYES - 4 (Merwin, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to approve the Special Abstract dated August 25, 2014 in the following manner:

A Fund - $3,683.27
B Fund - $ 750.00
DB Fund - $2,953.60

TOTAL: $7,386.87

All signed and dated the Abstract.

VOUCHER COMMITTEE FOR OCTOBER 2014 - The Voucher Committee for October, 2014 will consist of Councilmen Fedele and Councilman Campbell.

Minutes:

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

ADOPTED - AYES - 4 (Merwin, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to accept the minutes of August 22, 2014 as presented.

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

ADOPTED - AYES - 4 (Merwin, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to accept the minutes of August 14, 2014 as presented.

Public Comment: none

Adjournment:

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

ADOPTED - AYES - 4 (Merwin, Fedele, Kaye, Merwin)
NAYS - 0

RESOLVED, to adjourn the meeting.

The meeting was adjourned at 8:45 P.M.

Respectfully Submitted,

Lisa Cope
Town Clerk

Approved: October 9, 2014