

**TOWN OF NORTH EAST  
TOWN BOARD  
SEPTEMBER 10, 2015**

**Members Present:**

Supervisor John Merwin  
Councilman James Campbell  
Councilman Ralph Fedele  
Councilman George Kaye

**Members Absent:**

Councilman Steve 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 Campbell, seconded by Councilman Kaye the following was

ADOPTED – AYES – 4 (Merwin, Fedele, Kaye, Campbell)  
NAYS – 0

RESOLVED, to accept the agenda as amended.

**Public Comment on agenda items Only:** none

**Department and Committee Reports:**

POLICE – Chief Rudin informed the Board that there were 141 incidents in July, 2015. four arrests were made. A dumpster fire at Harney and Son Factory was quickly put out. In the month of August 2015 there were 67 incidents in the village and 20 in the Town of North East, with seven arrests. Seven were in the Village and 2 in the Town.

HIGHWAY – Superintendent Stevens provided the Board with the 2016 bids for sand, gravel and screened top soil, blacktop and fuel. He indicated that the bids highlighted were the ones he would like for them to accept.

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

ADOPTED – AYES – 4 (Merwin, Campbell, Fedele, Kaye)  
NAYS – 0

RESOLVED, to accept 2016 bids recommended by Superintendent Stevens.

Mr. Stevens announced that the new pickup truck has arrived. He would like to sell the 2009 surplus truck to the Town of Milan. The Purchase price would be \$7,500.00

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

ADOPTED – AYES – 4 (Merwin, Campbell, Fedele, Kaye)

NAYS – 0

RESOLVED, to sell to the Town of Millan the 2009 Chevrolet surplus truck in the amount of \$7500.00.

ASSESSOR – no report.

PLANNING/ZONING AND BUILDING – Supervisor Merwin announced that the reports from Planning/Zoning and Building Departments were on the table in the format that the Board had been asking for were asking for.

TOWN CLERK – Town Clerk Lisa Cope announced that the draft of the Town Code will arrive in October from General Code. She hopes to have the Code on the Town Web Site early next year.

BUDGET COMMITTEE – the Budget Committee reported that they had met earlier this year to pursue ideas that will help keep the budget under the 0.73 tax cap.

HAZZARD MITIGATION PLAN – Supervisor Merwin informed the Board that Mr. Jurkowski is working on the Hazzard Mitigation Plan to make changes requested by Dutchess County.

**Resolution to Accept Water District #1 Benefit Assessment Role and schedule a Public Hearing:**

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

ADOPTED – AYES – 4(Merwin, Campbell, Fedele, Kaye)

NAYS – 0

RESOLVED, to accept Water District #1 Benefit Assessment Role and schedule a Public Hearing for October 8, 2015 at 7:45 P.M.

**Irving Farm Performance Bond:** On June 11, 2015 the Town received a Performance Bond from Irving Farms.

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

ADOPTED – AYES – 4(Merwin, Campbell, Fedele, Kaye)

NAYS – 0

RESOLVED, to return to Irving Farms performance bond in the amount of \$30,000.00.

**Meeting with Counsel:**

Mr. Replansky informed the Board that he received an e mail in regards to an intermunicipal agreement from Amenia concerning the cost of Training for the Town of North East Deputy Building Inspector.

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

ADOPTED – AYES – 4(Merwin, Campbell, Fedele, Kaye)  
NAYS – 0

RESOLVED, to accept the intermunicipal agreement concerning the Deputy Town Building Inspector.

**Public Hearing on CDBG:**

Ms. Cope read the Notice of Public Hearing into the record at 7:45 P.M. on September 10, 2015. The Public Hearing was in regards to CDBG of 2015.

Mr. Chris Kennan of Townscape proposed composting toilets for the Village. They are environmentally friendly, and do not need a water source, low cost and do not smell.

The Village of Millerton will be submitting the application and an expression of support from the Town would be helpful.

These structures are handicapped accessible and do not have to be pumped out for a year or two. The cost of two units with landscaping would be under \$90,000.00.

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

ADOPTED – AYES – 4 (Merwin, Campbell, Fedele, Kaye)  
NAYS – 0

RESOLVED, to endorse Townscape's concept of composting toilets for the rail trail as a co-applicant with the Village of Millerton.

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

ADOPTED – AYES – 4 (Merwin, Campbell, Fedele, Kaye)  
NAYS – 0

RESOLVED, to close the Public Hearing.

**NECC Transportation Presentation:**

Jenny Hansel informed the Board that the NECC is applying for a new round of funding for the Dial-A-Ride service. The Program will now be run in house as NECC is running its own program. Ms. Hansel reviewed her presentation with the Board. Councilman did say the Town must stay within the Tax Cap of .073.

**Supervisor's Report:**

Supervisor Merwin told the Board that the County and State will be holding a Disaster Preparedness Workshop in Amenia on September 21, 2015. The Red Cross will provide the training.

PUBLIC HEARING – the Supervisor announced that a Public Hearing will be held at the Highway Garage on September 29, 2015 at 7:00 P.M. concerning the proposal for the new Highway Garage/ Town Hall.

**Planning Board Attorney Appointment:**

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

ADOPTED – AYES – 4 (Merwin, Campbell, Fedele, Kaye)  
NAYS – 0

RESOLVED, to appoint Mr. Salvatore Feralazzo of Albany to be the interim Planning Board Attorney

**Meeting with Counsel Cont.:**

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

ADOPTED BY ROLL CALL

AYE – Supervisor Merwin  
AYE – Councilman Campbell  
AYE – Councilman Fedele  
AYE – Councilman Kaye

RESOLVED, to go into Executive Session involving litigation.

The Board went into Executive Session at 8:25 P.M.

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

RESOLVED – AYES – 4 (Merwin, Campbell, Fedele, Kaye)  
NAYS – 0

RESOLVED, to return to regular session.

The Board returned to regular session at 9:20 P.M.

**Supervisor’s Report Continued:**

MONTHLY BILLS AND ABSTRACTS –

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

ADOPTED – AYES – 4 (Merwin, Campbell, Fedele, Kaye)  
NAYS – 0

RESOLVED, to accept the Special Abstract dated July 22, 2015 in the following manner:

A Fund - \$3,491.60  
B Fund - \$3,437.55

TOTAL: \$6,929.15

All signed and dated the abstract.

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

ADOPTED – AYES – 4 (Merwin, Campbell, Fedele, Kaye)

RESOLVED, to accept the abstract dated August 13, 2015 in the following manner:

A Fund - \$ 34,077.90  
B Fund - \$ 17,924.73  
DB Fund - \$148,085.71  
ESCROW - \$ 350.00

TOTAL : \$200,438.34

All signed and dated the abstract.

BUDGET ADJUSTMENT –

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

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ADOPTED – AYES – 4 (Merwin, Campbell, Fedele, Kaye)  
NAYS – 0

RESOLVED, to accept Budget Adjustment #4 of 2015.

VOUCHER COMMITTEE –

The Voucher Committee for October 2015 consists of Councilmen Campbell and Councilman Kaye.

AUDIT REPORTS –

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

ADOPTED – AYES – 4 (Merwin, Campbell, Fedele, Kaye)  
NAYS – 0

RESOLVED, to accept the audit reports for the Justice Department, Town Clerk's Office and the Tax Receiver as of December 31, 2014.

**Minutes:**

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

ADOPTED – AYES – 4 (Merwin, Campbell, Fedele, Kaye)  
NAYS – 0

RESOLVED, to accept the minutes of August 13, 2015 as amended.

**Adjournment:**

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

ADOPTED – AYES – 4 (Merwin, Campbell, Fedele, Kaye)  
NAYS – 0

RESOLVED, to adjourn the meeting.

The meeting adjourned at 9:30 P.M.

Respectfully Submitted,

  
Lisa Cope  
Town Clerk

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Approved: October 8, 2015