

Regular Town Board Meeting

2-8-18

Members Present: Supervisor Nayer, Councilperson Miller-Simmons, Councilperson Mettler, Councilperson Gansowski and Councilperson Wolf.

A motion was made by Councilperson Mettler and was seconded by Councilperson Wolf to waive the reading of the minutes of the January 11, 2018 Public Hearing and the Regular Meeting and accept the minutes as written. Motion was carried.

Announcements:

Whole Lot of Love dinner at the Copake Park Building 2/10, The Copake Grange features the Copake Quintet on 2/10, Winds in the Wilderness at Saint John in the Wilderness 2/11, R.J. Library Dine Out starts on 2/15, Broad Band Forum 2/24 at the Town Hall & St. Patrick's Day Dinner & Music at the Grange 3/10.

Correspondence:

From Joseph Visconti, Permit Engineer, NYSDOT – a copy of a letter to Steven E. Smith, P.E. outlining the information the State will need in advance of a Highway Work Permit Issuance.

From William Gregory, Park Superintendent – a letter outlining the expected expenses for the maintenance of the Park in 2018 and requesting the reappointment of seasonal Park Employees Ryan Gregory and Ron Piper III.

From Grant Langdon – an email and a petition to the Copake Town Board regarding his son being falsely accused of arson.

From Jennifer Redman – a letter of resignation from the Hamlet Taskforce.

From Leonard Barham – an email recommending the appointment of William Gregory, Steven Hoppe, Walter Zelle and Terry Sullivan to the Board of Ethics.

From Thomas A. Breslin, 3rd District Administration Judge, N.Y.S. Unified Court Systems – advising the Town that they have been awarded \$1,599.98 from the JCAP Grant.

Department/Committee Reports: None

Public Forum: None

New Business:

A motion was made by Councilperson Mettler and seconded by Councilperson Miller-Simmons to accept with regrets the resignation of Jennifer Redman from the Hamlet Taskforce. Motion was carried.

A motion was made by Councilperson Gansowski and seconded by Councilperson Mettler to authorize Supervisor Nayer to enter into the Inter-Municipal Cooperation Agreement with Taconic Hills Central School District, Town of Ancram, and the Town of Hillsdale. Motion was carried.

A motion was made by Councilperson Miller-Simmons and seconded by Councilperson Wolf to award the bid for tree work for 2018 to The Haupt Tree Company, Inc. per the detailed specifications. Motion was carried.

Supervisor Nayer reviewed what abandoned dogs were costing the Town under the current contract with Columbia Greene Humane Society and proposed that the Town add The Pine Plains Animal Hospital as a second Town Shelter for 2018. Pine Plains Animal Shelter has offered to provide their services for \$22.00 per day for the first ten days with no additional fees versus Columbia Greene Humane Society's \$35.00 per day and then a \$300.00 flat fee after the ten days. Both Shelters are "No Kill Shelters". Wes Powell, Copake Dog Control Officer agreed to transport the animals the additional distance to the Pine Plains Animal for an increase in his salary of \$250.00.

A motion was made by Councilperson Gansowski and seconded by Councilperson Mettler authorize Supervisor Nayer to enter into an agreement with The Pine Plains Animal Hospital as a Town Shelter for the Town of Copake for 2018. Motion was carried.

Old Business:

Supervisor Nayer spoke to the Planning Board Member that wanted to be reimbursed for a training seminar and he advised the member that the Town would reimburse the same amount as they do for other members.

The Board set a Zoning Review Workshop for Tuesday Evening February 27th at 6:00pm.

The Town is still looking for a member to the Conservation Advisory Committee.

Supervisor Nayer introduced the following Proposed Local Law:

TOWN OF COPAKE

Local Law No. 2 of 2018

A Local Law in Relation to the Redemption Period for Seized Dogs

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF COPAKE AS FOLLOWS:

Section 1. Legislative Intent.

WHEREAS, Chapter 85 of the Code of the Town of Copake and Article 7 of the New York State Agriculture and Markets Law govern the control, licensing, seizure, impoundment, and redemption of dogs; and

WHEREAS, section 117 of the NYS Agriculture and Markets Law provides for specified periods of redemption for seized dogs and the process for their disposition; and

WHEREAS, section 85-7 of Chapter 85 of the Code of the Town of Copake provide that seized dogs shall be kept and disposed of in accordance with the provisions of Article 7 of the NYS Agriculture and Markets Law, but section 85-10.5 of the Code of the Town of Copake provides

for redemption period in excess of the periods provided by such Article 7, this local law establishes consistency among these provisions of the Copake Code and Article 7 of the NYS Agriculture and Markets Law.

Section 2.

Subdivision (E.) of section 85-10.5 of Article II of Chapter 85 of the Code of the Town of Copake is amended to read as follows:

E. Promptly upon seizure of any identified dog, the owner of record of such dog shall be notified personally or by certified mail, return receipt requested, of the facts of seizure and the procedure for redemption. If notification is personally given, such dog shall be held for a period of seven days after day of notice, during which period the dog may be redeemed by the owner. If such notification is made by mail, such dog shall be held for a period of nine days from the date of mailing, during which period the dog may be redeemed by the owner. In either case, the owner may redeem such dog upon payment of the impoundment fees prescribed in section 85-10.5(D.)(1) through (3) of this article and by producing proof that the dog has been duly licensed.

Section 3. Statement of Authority.

This law is enacted pursuant to the authority of the NYS Municipal Home Rule Law, including but not limited to M.H.R.L. sections 10, 20 and 27, and Article 7 of the NYS Agriculture and Markets Law.

Section 4. Effective Date.

This local law shall become effective immediately upon filing with the Secretary of State. The Board.

The Board set a Public Hearing for proposed Local Law #2 of 2018 Entitled: “A Local Law in Relation to the Redemption Period for Seized Dogs” for Thursday, March 8th at 6:50pm.

Appointments:

A motion was made by Councilperson Miller-Simmons and seconded by Councilperson Mettler to appoint William Gregory (2021), Steven Hoppe (2021), Walter Zelle (2021) and Terry Sullivan (2018) to the Board of Ethics. Motion was carried.

A motion was made by Councilperson Miller-Simmons and seconded by Councilperson Mettler, per the recommendation of Park Superintendent Gregory, to reappoint Ryan Gregory and Ronald Piper III as part-time seasonal employees of the Park for 2018. Motion was carried.

Budget:

A motion was made by Councilperson Miller-Simmons and seconded by Councilperson Mettler to authorize the following Budget transfer:

2017 Budget transfer

From:
DA5110.4 (General Repairs) 3372.06

To:
DA5142.4 (Snow Removal) 3372.06

Motion was carried.

A motion was made by Councilperson Miller-Simmons and seconded by Councilperson Mettler to authorize the following Budget transfer:

BUDGET TRANSFER

FOR 2018 Expenses

FROM

A3510.4 (Dog Control Contractual) 250.00

TO

A3510.1 (Dog Control Salary) 250.00

Motion was carried.

A motion was made by Councilperson Wolf and was seconded by Councilperson Gansowski to authorize the following Budget Amendment:

BUDGET AMENDMENT

FOR 2017 Expenses

FROM

Street Light Fund Balance

\$116.23

TO

Street Lights (SL5182.4)

\$116.23

Motion was carried.

Following a brief discussion on Park Superintendent's request for materials for the maintenance of the Park for 2018 the following motion was made by Councilperson Miller-Simmons and seconded by Councilperson Mettler to approve Park Superintendent Gregory's request for materials. Motion was carried.

Supervisor Nayer reported 2017 4th quarter Sales Tax was \$175,518.41 up 9% from 2016 4th Quarter.

Supervisor Nayer advised that in the near future he will asking the Board to authorize transferring \$200,000.00 more into the Equipment reserve and \$200,000.00 to be ear marked for retirees Health Insurance. Supervisor Nayer added that the Town is going from \$300.00 earned interest per year to \$16,000.00 per year.

Councilpersons Report:

Councilperson Wolf reminded everyone of the upcoming Broad Band Forum at the Copake Town Hall on February 24th at 10:00am. At the Planning Board Meeting they announced that there will be a traffic study at the intersection of N.Y.S. Route 23 and Columbia County Route 7 and after the review of the study's findings there will be a Public Hearing on the proposed construction project.

Councilperson Mettler advised that the Hamlet Taskforce will be having a meeting on the 21st and will be inviting businesses to attend to get their input. Supervisor Nayer stated he wished the meeting was sooner as he just found out that Tiny Hearts Farm is opening up a shop in Hillsdale. The Hamlet Taskforce will be requesting the Board to advertise for a new member.

Councilperson Gansowski reported that the culvert survey has been completed and they will be looking at the problem ones as early as next week. ZBA only had one case this month.

Public Forum: None

A motion was made by Councilperson Miller-Simmons and seconded by Councilperson Gansowski that the bills from Highway Abstract # 2 and the bills from General Abstract # 2 be paid. Motion was carried.

A motion was made by Councilperson Miller-Simmons and seconded by Councilperson Gansowski that the meeting be adjourned. Motion was carried.

Respectfully submitted,