

## Regular Town Board Meeting

July 9, 2015

Members Present: Supervisor Nayer, Councilperson Miller-Simmons, Councilperson Mettler and Councilperson Sullivan. Absent Councilperson Winchell-Sweeney.

A motion was made by Councilperson Miller-Simmons and was seconded by Councilperson Mettler to waive the reading of the minutes of the June 11, 2015 Public Hearing and Regular Meeting and accept the minutes as read. Motion was carried.

### Announcements:

Music in the Park continues July 11<sup>th</sup>, Bash Bish Storm Cleanup is scheduled to begin within the next two weeks, August Town Board Meeting will be Saturday, August 8<sup>th</sup> at 9:00 am following will be the final presentation of the Copake Hamlet Design, August 15<sup>th</sup> is Copake Falls Day starting at 11:00 am, the September Town Board Meeting will be Saturday, September 12<sup>th</sup>, the ground breaking for the new Rapid Care Center coming into Copake was on Monday, June 29<sup>th</sup>, Copake Wine Works opened up in the old pharmacy building and we wish them well, Roe Jan Ramble will be on September 19<sup>th</sup>.

### Correspondence:

From John Brennan - an email congratulating the Town of Copake on the approval of the Town of Copake Agricultural and Farmland Protection Plan and that the final check has been sent out.

From the Copake Board of Ethics – an email urging the Town Board to make the training that they recommended mandatory.

From Barbara Filipovits, Creekside Manor – a letter requesting the posting of speed limit signs on Anthony Street.

From J.E. Fabio – an email expressing his concerns with fencing the tree farm has put up along North Mountain Road.

From Fred Morgan – a letter requesting the Town carefully think through regulations that the Town is considering placing on home owners that wish to rent out their residences.

From residences of Chrysler Pond Road – a letter requesting a reduction of the maximum speed limit on Chrysler Pond Road.

From Lisa Heintz, Community Engagement Coordinator, Tobacco-Free Action of Columbia & Greene Counties – a letter offering assistance to any municipality that is interested in establishing a tobacco-free grounds policy.

From Grant Langdon – a statement of facts in support of a County Legislature to replace the County Board of Supervisors, passage of a resolution clearing Frank Langdon of all arson charges and support of Chief Judge Lippman's proposal for a judge to take part in grand jury proceedings and other reforms.

From Charter Communications – a notice of an agreement with Advance/Newhouse Partnership, Time Warner Cable and Liberty Broadband Corporation to merge with Charter Communications which will make Charter Communications the nation’s second largest cable company.

Public Forum:

Diana Wilson questioned if the Callahan Doctor’s Office was closing when the Rapid Care Center opens and will there be an x-ray technician on premises? Supervisor Nayer referred Diana to CMH regarding these questions.

Department Head Report:

Robert Haight, Chairperson Copake Planning Board advised that their July meeting was changed to the 16<sup>th</sup> and will be starting at 6:00 pm due to the busy agenda.

Councilperson Miller-Simmons reported that Summer Youth Program is going well.

Councilperson Mettler reported that Agricultural Advisory Committee will hold its second meeting on July 21<sup>st</sup>. There was some interest of having a website dedicated to their committee and it was the feelings of the Town Board to have them be incorporated in the Town’s Website.

Robert Haight, Chairperson LURC reported their pretty much done and should have a finished document for the Town Board within the month.

Councilperson Miller-Simmons reported advised the Board that Bridget Roberts has invited the Town Board and the Park Commission to participate with them on their Dutch Apple River Cruise on July 27<sup>th</sup> from the Port of Albany. Anyone wishing to attend should contact Mrs. Roberts and she will need a copy of your driver’s license to run a back ground check. Also there has been vandalism in the outside restrooms that Ron Piper handled immediately and under the Pavilion that Park Employee Adam Doty took care of right away. Everyone has been working together at the Park and is going great. Supervisor Nayer advised that the vandalism in the rest rooms was disgusting and Ron handled it in a timely fashion. Councilperson Mettler asked if the authorities were notified. Councilperson Miller-Simmons advised yes and we will be reviewing the tapes to see if anything was recorded.

Councilperson Mettler reported that the Hamlet Revitalization Taskforce met last night, working in coordination with Copake Community Service Inc. to guide this fund raising efforts to raise money for this project. They are also working with the Copake by Design on some of the issues presented by the plan and trying to come up with the best resolution of these issues. The Taskforce will be meeting with the consultants prior to the Presentation after the August Town Board Meeting. The Copake-by-Design Facebook page has been promoting events and businesses throughout the Town not just the hamlet.

Harvey Weber, Copake Environmental Committee requested pedestrian signs near the Front Porch Market. Supervisor Nayer questioned how this is an environmental issue and the Committee should stay focused on Environmental Issues.

New Business:

Superintendent Gregory requested the Board surplus some of the old obsolete radios that he previously tried selling on the Auction site. The radio repair company that he deals with has offered to give him a \$410.00 credit towards future work for the radios.

A motion was made by Councilperson Sullivan and was seconded by Councilperson Miller-Simmons authorized Highway Superintendent Gregory to exchange the surplus radios for a \$410.00 credit towards future work with River Valley Radio Company. Motion was carried.

Town Attorney Dow advised the Town Board that they cannot stop someone from distributing information to their houses even though it may result in litter. The Board can create a local law to stop them from tossing these items on the ground but not stop them from placing them on door knobs or mailboxes where they are secured from falling on the ground. Councilperson Mettler questioned who would enforce this law if the Board adopts it? Supervisor Nayer stated the Sheriff's Department or the State Police.

A motion was made by Councilperson Mettler and was seconded by Councilperson Miller-Simmons to authorize the Town's Attorney to draft a Local Law pertaining to the regulation of manner of distribution of materials in the Town of Copake. Mr. Dow's services to research and compose this local law shall not exceed \$2,000.00. Motion was carried.

Old Business:

The Board agreed to rebid the crack seal work for the Town Hall Parking Lot in the paper and have the bids do back by August 5<sup>th</sup> 2:00 pm.

Supervisor Nayer spoke to Chris from N.Y.S.E. & G. regarding verifying that the streetlights the Town is being billed for actually exist. If there is a mistake they will issue a refund back to a maximum of six years. Councilperson Mettler asked if they were coming down here to do the review. Supervisor Nayer said that Chris was supposed to follow up their phone conversation with an email but he has not received it yet. Supervisor Nayer will contact Chris again the next time he is in the Office. Councilperson Miller-Simmons asked if they gave a time frame of when this review would be conducted. Supervisor Nayer stated that they did not give a time the project will be completed.

Councilperson Mettler updated the Board on the Comp. Plan Workshop. The Matrix reflects the intent of the Comp Plan making recommendations to the Town Board to refer various items to various Town Committees to address these items and get their recommendation back to the Town Board in March 2016. The Board agreed that a lot of the recommendations that were set forth in the Comp Plan have or are being addressed. Supervisor Nayer recommended possibly putting something in the Copake Connection or the Town's Website to try to find people to develop the Copake Resource Bank mentioned in Item # 1.

The Board tabled the Zoning and Planning Board training until next month's meeting.

The Board discussed the Ethics Board training recommendation and the Board decided to table this issue until Councilperson Winchell-Sweeney has a chance to update the Board on the other training for the Zoning Board of Appeals and Planning Board. Supervisor Nayer stated he is against making this training mandatory, it is hard enough to get people to serve on these Boards now. The Board agreed to video tape the training if the Association of Towns will allow it so that if someone is unable to attend the training or a new member comes on Board they have the option to view the video. Councilperson Mettler in deference to what the Ethics Board and the people who made the complaints that a good compromise would be to stand behind the Ethics Board's recommendation and request any Board that

interacts with the Public and conducts hearing watch this 30 minute video. Supervisor Nayer restated that he will not make it mandatory.

The following Resolution was offered by Councilperson Mettler and was seconded by Councilperson Sullivan;

That we the members of the Town Board of the Town of Copake do hereby petition the Department of Transportation of the State of New York, pursuant to Section 1622.1 of the Vehicle and Traffic Law to establish a lower maximum speed at which vehicles may proceed on Anthony Street from State Route 22 to the Hillsdale/Copake Town line.

Resolution # 11	Supervisor Nayer	yes
Dated July 9, 2015	Councilperson Sullivan	yes
Copake, New York	Councilperson Miller-Simmons	yes
	Councilperson Mettler	yes

**Budget:**

Received a check for \$370.19 that was a credit from years ago that went to the State Comptroller's Office under unclaimed funds.

**Councilperson Report:**

Councilperson Sullivan reported that the Planning Board has training scheduled this month. Supervisor Nayer asked Councilperson Sullivan to remind the Ethics Board to get their minutes to the Town Clerk so he post them with the rest of the Town minutes on the website.

**Public Forum:**

Lindsay LeBrecht stated that she does not feel that the delivery person should be the one that is ticketed and fined, it should be the company that has hired the person to deliver the articles and they also should be required to cleanup these items as part of the fine.

Diana Wilson requested Supervisor Nayer to define what he thinks the Environmental Committee should be concerned with. Supervisor Nayer replied issue relating to our environment such as water, air, pollution, etc. not sidewalks.

A motion was made by Councilperson Miller-Simmons and seconded by Councilperson Sullivan that the bills from the Highway Abstract # 7 and the bills from the General Abstract # 7 be paid. Motion was carried.

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

Respectfully submitted,

