

Regular Town Board Meeting

9/14/17

Members Present: Supervisor Nayer, Councilperson Miller-Simmons, Councilperson Mettler, Councilperson Sullivan. Councilperson Gansowski absent.

Supervisor Nayer asked everyone to please observe a moment of silence in memory of those who lost their lives sixteen years ago on September 11<sup>th</sup> 2001 and for the victims of the recent Hurricanes in Texas and Florida.

A motion was made by Councilperson Mettler and seconded by Councilperson Sullivan to waive the reading of the minutes of the Regular Town Board Meeting dated August 12, 2017 and accept the minutes as written.

Announcements: Pulled Pork Supper 9/16 Sponsored by West Copake Church at the Park, R.J. Ramble is 9/23 music and food will be available, Opioid Response Forum at the Town Hall 9/26 at 6:00pm, 10/1 T.H.D.F.S. Burger/Laverack Alumni Soccer Game and BBQ at the Park, St. John in the Wilderness Harvest Fest 10/8 at Noon.

Correspondence:

From Cipkowski Enterprises, Inc. Taconic Wayside, Inc. – a letter advising that they will be reapplying for their liquor license.

From Diana Carter, Director of Planning, Parks, Recreation & Historical Preservation – a letter notifying the Town of a seconded Public Hearing schedule for Wednesday, September 27, 2017 at 7:00pm at the Millerton American Legion Post #178 on the Draft Master Plan and Draft Environmental Impact Statement for Taconic State Park.

From Thomas E. Story Jr., Acting Resident Engineer Columbia County Residency, N.Y.S.D.O.T. – a letter advising the Town that they will resurfacing State Route 344 through the Hamlet of Copake Falls.

From Brian F. Moon, Real Property Analyst 2 – a letter advising that the Town of Copake's Final State Equalization Rate will be 109.15.

From Grant Dinehart Langdon – a copy of a letter to Columbia County District Attorney regarding the transcript of the suppression hearing before Judge Leaman on the State Vs Frank Langdon.

From Kim Volpe, Animal Health Inspector, N.Y.S. Agriculture and Markets – Municipal Shelter Inspection Report completed on 8/8/2017.

From five residents of Farm Road – a petition asking for a reduction in the posted speed limit on Farm Road between the intersection of Columbia County Route 7A and Mt. View Road.

From Genevieve Carr, Program Coordinator, N.Y.S. Empire Development – a letter regarding New York State Farmers Grant Fund Public Hearing on September 14, 2017 at 3:30pm.

Department Head/Committee Report:

Chris Quinby announced that there will be Music and Food available at the Park on the day of the Ramble.

Highway Superintendent Gregory thanked Jeff for all the work he did installing the new boiler at the Highway Garage.

Public Forum: None

New Business:

The following resolution was offered by Councilperson Sullivan and seconded by Councilperson Miller-Simmons amending the 284 Agreement For Expenditure Of Highway Moneys:

Agreement between the Highway Superintendent of the Town of Copake, NY and the undersigned members of the Town Board.

Pursuant to the provisions of Section 284 of the Highway Law, we agree that moneys levied and collected in the Town for the repairs and improvement of highways, and received from the State for State Aid for the repairs and improvement of highways, shall be expended as follows:

General repairs: The sum of \$183,500 shall be set aside to be expended for primary work and general repairs upon 56.19 miles of town highways, including sluices, culverts, and bridges having a span of less than five feet and boardwalks or the renewals thereof.

General repairs to include: The trimming or removal of dead or dangerous trees. The purchase and application of aggregates (gravel, drainage stone, road sealing stone, gabions etc.). The purchase and application of blacktop. The purchase and installation of culvert pipes. The purchase and application of dust control/road stabilization calcium. The repair/replacement of road signs. Other miscellaneous projects.

Permanent Improvements: The sum of \$185,895.28 shall be set aside to be expended on the Permanent Improvements of town highways. Work shall include blacktop paving and single seals of oil and stone.

- (a) Yonderview Road, commencing at State Route 22 and ending at the Town Line. Cost to cover a single seal of oil and stone on the road surface, rental of chip machine, and compaction roller.
- (b) Farm Road, commencing at State Route 22 and ending at County Route 7A. Cost to cover a single seal of oil and stone on the road surface, rental of chip machine, and compaction roller.
- (c) Mountain View Road, commencing at Farm Road and ending at County Route 7A. Cost to cover a single seal of oil and stone on the road surface, rental of chip machine, and compaction roller.
- (d) Empire Road, commencing at County Route 7 and ending at the Town Line. Cost to cover a single seal of oil and stone on the road surface, rental of chip machine, and compaction roller.
- (e) Weed Mine Road, commencing at State Route 22 and ending at the Town Line. Cost to cover a single seal of oil and stone on the road surface, rental of chip machine, and compaction roller.
- (f) Valley View Road, commencing at Weed Mine Road and ending at 1700 feet, additionally commencing at State Route 344 and ending at High Valley Road. Cost to cover a single seal of oil and stone on the road surface, rental of chip machine, and compaction roller.

- (g) Taconic Street, commencing at County Route 7A and ending at the Dead End. Cost to cover a single seal of oil and stone on the road surface, rental of chip machine, and compaction roller.
- (h) Snyder Pond Road, commencing at County Route 7A and ending at County Route 7. Cost to cover a single seal of oil and stone on the road surface, rental of chip machine, and compaction roller.
- (i) Park Side Drive, commencing at Mountain View Road and ending at the Dead End. Cost to cover ¾" overlay of 6.3 mm Polymer Modified Blacktop on the road surface, rental of paving machine, and compaction roller.
- (j) Trout Brook Road, commencing at Empire Road and ending at State Route 22. Cost to cover ¾" overlay of 6.3 mm Polymer Modified Blacktop on the road surface, rental of paving machine, and compaction roller.

Resolution # 6	Supervisor Nayer	yes
Dated September 14, 2017	Councilperson Miller-Simmons	yes
Copake, New York	Councilperson Mettler	yes
	Councilperson Sullivan	yes
	Councilperson Gansowski	absent

A motion was made by Councilperson Mettler and was seconded by Councilperson Sullivan to authorize the purchase of a new 2018 7600 SFA 6x4 2010 (SF567) Cab, Chassis, Body & Equipment per detail specification under the Columbia County Bid for \$225,517.00 for 2018. Motion was carried.

Supervisor Nayer reported that in the past few years we have experienced an ice buildup on the Town Hall roof on the north side near the entrance of the building that needs to be addressed. A motion was made by Councilperson Miller-Simmons and was seconded by Councilperson Sullivan to authorize the installation of heat tape to prevent the ice backup. Motion was carried.

A motion was made by Councilperson Mettler and was seconded by Councilperson Miller-Simmons to authorize a resolution be made up requesting the lowering of the maximum speed limit on Farm Road between the intersections of Mt. View to the intersection of Columbia County Route 7 A. Motion was carried.

Old Business:

Supervisor Nayer reported the new boiler at the Highway Garage has been completed and thank Bob Delamater for all of his. The Park Basketball Court has been repaired. The surplus Toolcat ended up selling for \$13,500.00 on Auction International's Website. The Town Hall sign has been repainted and put back up.

The Board tabled any action on the proposed Business District Signs until next meeting.

The Board scheduled a Town Board Zoning Review Workshop for Tuesday, October 3<sup>rd</sup> at 6:30pm.

The Board set a Public Hearing for Local Law #4 Proposed Local Law # 4 of 2017 entitled "A Local Law Prohibit Fireworks in the Copake Memorial Park" for Thursday, October 12<sup>th</sup> at 6:45pm.

The Board set a Special Tentative Budget Meeting for Wednesday, October 4<sup>th</sup> at 9:00am.

Councilperson Person Report:

Councilperson Mettler announced that the registration are up about 50%, there are some new routes this year and there will be music and food available during the day.

Councilperson Sullivan reported that there is a Broadband Meeting this Saturday at 10:00pm.

Councilperson Miller-Simmons reminded the Board Members that the Park Commission is looking for cookies for the Haunted House.

Public Forum: None

A motion was made by Councilperson Miller-Simmons and seconded by Councilperson Mettler to go into Executive Session to discuss Tax Certiorari settlements. Motion was carried.

A motion was made by Councilperson Sullivan and was seconded by Councilperson Miller-Simmons to return to the Regular Meeting. Motion was carried.

A motion was made by Councilperson Mettler and seconded by Councilperson Miller-Simmons to approve the following tax certiorari proceeding at the indicated Revised Assessments, and to authorize the Town's attorney to execute the settlement agreements accordingly:

Motion: to Approve the following tax certiorari proceeding at the indicated Revised Assessments, and to authorize the Town's attorney to execute the Settlement Agreements accordingly.

Petitioner	Attorney	Settlement Agreement Revised Assessment	Original Assessment	Petitioner's Claimed Value	Judge	Index No.	Parcel
Copake Lake Golf LLC	Couch White (Smith)	\$1,700,000	\$ 1,800,000	\$ 1,300,000	Mott	10491-16	165.-2-1
<b>Braunstein - TOTAL</b>	Couch White (Smith)	<b>\$1,361,500</b>	<b>\$3,390,600</b>	<b>\$ 930,000</b>	Zwack	10494-16	5 parcels
<i>Braunstein Parcel 1</i>		<i>\$75,000</i>	<i>\$181,600</i>				<i>165.-1-4</i>
<i>Braunstein Parcel 2</i>		<i>\$760,000</i>	<i>\$2,621,900</i>				<i>165.-1-6</i>
<i>Braunstein Parcel 3</i>		<i>\$356,000</i>	<i>\$356,000</i>				<i>165.-1-2</i>
<i>Braunstein Parcel 4</i>		<i>\$155,500</i>	<i>\$155,500</i>				<i>165.-1-5</i>
<i>Braunstein Parcel 5</i>		<i>\$15,000</i>	<i>\$75,600</i>				<i>165.-1-7.100</i>
FJHC LLC	Freeman-Howard (Griesemer)	\$650,000 + Lose exemption	\$ 875,000	\$ 550,000	Zwack	10358-16	157.-1-28.12
<b>RFM Partners - TOTAL</b>	Whiteman Osterman Hanna	<b>\$225,000</b>	<b>\$ 277,900</b>	<b>\$ 125,000</b>	Mott	10480-16 11765-17	2 parcels
<i>RFM Parcel 1</i>		<i>\$112,500</i>	<i>\$141,600</i>				<i>155.17-1-6.12</i>
<i>RFM Parcel 2</i>		<i>\$112,500</i>	<i>\$136,300</i>				<i>155.17-1-6.2</i>
Fried	Whiteman Osterman Hanna	\$760,000	\$ 993,900	\$ 630,000	Zwack	10481-16 11764-17	155.-1-32.111
Pontiac Associates LLC	Certilman Balin (Sklar)	\$7,500,000	\$ 9,675,300	\$ 2,398,775	Zwack	10387-16 11683-17	2 parcels
<i>Pontiac Parcel 1</i>		<i>\$60,000</i>	<i>\$ 80,200</i>				<i>186-2-33</i>
<i>Pontiac Parcel 2</i>		<i>\$7,440,000</i>	<i>\$ 9,595,100</i>				<i>186-2-38.100</i>
Mauri	Couch White (Smith)	\$2,300,000	\$ 2,488,200	\$ 2,000,000	Zwack	10497-16	165.-1-75
RHF Marine Ent., LLC	Goldman	\$565,000	\$ 685,800	\$ 170,000	Zwack	10485-16 11700-17	155.18-1-40

Motion was carried.

A motion was made by Councilperson Mettler and seconded by Councilperson Miller-Simmons that the bills from Highway Abstract # 9 and the bills from the General Abstract # 9 be paid. Motion was carried.

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

Respectfully submitted,

