

Regular Town Board Meeting
September 4, 2012

Members Present:

Supervisor Nayer
Councilperson Gabaccia
Councilperson Winchell-Sweeney
Councilperson Miller-Simmons
Councilperson Mettler

Supervisor Nayer opened the Public Hearing for Local Law # 2 of 2012 entitled “Town of Copake Natural Gas Mining Moratorium Law” at 6:45 PM with 5 people in attendance.

Marcia Becker, Chairperson of the Copake Planning Board asked if there were any permits issued at the time related to Natural Gas Mining and is there a plan in place for renewing this moratorium if needed when it expires? Supervisor Nayer replied that he was not aware of any permits issued at this time and Attorney Dow responded that that the Board will consider extending the moratorium at that time. Also Marcia questioned if the County Board of Supervisors considered establishing a similar moratorium? Supervisor Nayer replied no they have not as of yet that he is aware of. Lindsay LeBrecht questioned if this law was the same as the other Towns in the County? Attorney Dow explained that it is similar to the Town of Tachkanic’s but it has been modified to meet the Town of Copake’s needs.

Supervisor Nayer closed the Public Hearing at 6:54 PM and the regular meeting of the Town Board followed at 7:00 PM.

A motion was made by Councilperson Miller-Simmons and seconded by Councilperson Mettler to waive the reading of the Regular Town Board Meetings August 11, 2012 and approve the minutes as written. Motion was carried.

Supervisor Nayer announced that he has changed his office hours to Wednesdays and Saturdays instead of Tuesdays and Saturdays. Supervisor Nayer did say that he is at the town hall almost every day.

Supervisor Nayer explained the new reverse 911 system and code red system that the County will be putting into service soon. The Board asked if it would be possible to have a direct link to the code red site on the Town’s website. Supervisor Nayer will look into this request.

Correspondence:

From Milbrey Zellely, Copake Falls Day Planning Committee Chairperson – requesting \$500.00 be added to the Community Day budget line item to pay for the portable toilets for next year’s Copake Falls Day.

From Angela Marvin – a letter of resignation from the Land Use Review Committee.

From the Copake Fire District – a letter of acceptance for the 2003 Chevrolet Tahoe from the Town of Copake.

From John B. Mengler – a letter of resignation from the Copake Park & Recreation Commission.

From New York State Office of Parks, Recreation and Historic Preservation – informing the Town that the Copake Falls Methodist Episcopal Church has been added to the National Register of Historical Places.

From Roe Jan Young at Hearters – Thanking the Town for their past financial support and requested the Town’s continued support in 2013.

From Donald Ross, Phillips Lytle LLP – advising the Town that Notification of Public Hearing to Municipalities/Renewal of Special Use Permit for Global Tower Partners for existing telecommunications tower located at 295 Sopak Road, Town of Taghkanic.

From Department of the Army – a copy of a letter addressed to Jos Steele, Director for Infrastructure, Camphill Village USA, Inc. advising that their proposed work may be authorized under Department of the Army national general permit # 12 dated February 21, 2012.

Public Forum: None

Department Head Report:

Highway Superintendent Gregory reported on the progress of sealing the roads and that the Highway Department repaired and repainted two of the dump trucks this year which saved the Town a considerable amount of money doing them in house.

Marcia Backer, Chairperson Copake Planning Board advised that Thursday Nights Planning Board Meeting has a very full agenda.

Code Enforcement Officer Ferratto advised that their Department has been busy with permits, plan reviews and inspections.

New Business

The Town Board set a Special Meeting for Tuesday October 2nd at 7:00 PM to present the Tentative Budget.

Old Business

Attorney Dow reviewed what is involved to proceed with the plans to sell the West Copake Firehouse and the Board felt it would be in the best interest of the Town to keep the old Firehouse and continue using it for storage.

Supervisor Nayer and Councilperson Mettler met with Dick Barton from the Roe Jan Historical Society regarding the needed repairs on the Museum and Mr. Barton will be consulting with a carpenter on the repairs. Councilperson Mettler added that the Historical Society has offered to assist with the expenses for the repairs.

The Board tabled any action on the proposed local law # 2 until the October Meeting to give the Columbia County Planning Board time to review and comment on this proposed moratorium.

Supervisor Nayer updated the public on the progress on the grant money to do the Bash Bish work. Lindsay LeBrecht questioned if this grant money was just for stream work or is it also going to be used for the Maple Lane Bridge repairs? Supervisor Nayer advised that the County has already bid the work on the bridge which will be starting soon. This grant money will be strictly used for the stream restoration work.

The following resolution was made by Councilperson Gabaccia and was seconded by Councilperson Mettler:

RESOLUTION TO ENTER INTO AN INTER-MUNICIPAL AGREEMENT WITH THE COUNTY OF COLUMBIA IN RELATION TO GRANTS FROM THE STATE OF NEW YORK FOR THE RESTORATION AND REHABILITATION OF CERTAIN WATERWAYS.

WHEREAS, the State of New York has awarded a grant to Columbia County (“County”) to help restore and rehabilitate waterways affected by Hurricane Irene and Tropical Storm Lee in an effort to repair such waterways and protect public and private infrastructure from future flood events; and

WHEREAS, the Town of Copake (“Town”) has been allocated a portion of such grant for the restoration and rehabilitation of certain waterways within the Town of Copake; and

WHEREAS, an inter-municipal agreement authorized under Section 119-o of the General Municipal Law and offered to Copake by the County of Columbia may be entered into with the County of Columbia under which the County would administer the grant project while the Town would undertake the overseeing of work under the grant; and

WHEREAS, under such inter-municipal agreement the County would initially pay for the costs of the work projects, and the Town would reimburse the County subsequent to receiving its grant funds, thereby relieving the Town of out-of-pocket expenditures for

the grant project, and the Town would further be relieved of administrative tasks, which constitute significant benefits to the Town;

NOW, THEREFORE,

BE IT RESOLVED, that the Town of Copake agrees to enter into the proposed inter-municipal agreement with the County of Columbia under which the County would carry out the administrative aspects of a grant awarded by the State of New York to the County and Town for the restoration and rehabilitation of waterways affected by Hurricane Irene and Tropical Storm Lee, and the Town would over see the work under the grant; and

BE IT FURTHER RESOLVED; that the Supervisor is authorized and empowered to execute the agreements and instruments necessary to enter into such inter-municipal agreement with the County of Columbia.

Resolution # 18	Supervisor Nayer	yes
Dated September 4, 2012	Councilperson Winchell-Sweeney	yes
Copake, New York	Councilperson Miller-Simmons	yes
	Councilperson Mettler	yes
	Councilperson Gabaccia	yes

Supervisor Nayer thanked everyone on the County level who helped on this grant.

Budget

Supervisor Nayer reported that the water pump at the Highway Garage had to be replaced at cost of \$3,120.00 and Supervisor Nayer’s computer had to be replaced. The Board was advised and approved both of these expenditures.

Supervisor Nayer, Supervisor Bear, Supervisor Basin and Supervisor Garrett met with the Rescue Squad to review their 2013 budget request which they have asked for a 1 ½ % increase over last year’s budget. A discussion was also held on the one town that received a bill and did not contribute their share last year.

Supervisor Nayer advised the Board that the Revenue and Appropriation Report they received this week is very close to being accurate.

Councilpersons Report: None

Public Forum: None

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

A motion was made by Councilperson Winchell-Sweeney and was seconded by Councilperson Gabaccia that the meeting be adjourned. Motion was carried.