

## Regular Board Meeting

January 12, 2017

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

A motion was made by Councilperson Mettler and was seconded by Councilperson Gansowski to waive the reading of the 12/29/16 Yearend Town Board Meeting minutes and 2017 Organizational Meeting January 4, 2017 and the approve the minutes as written with the following correction add the "s" in Goldsworthy. Motion was carried.

Announcements: None

Correspondence:

From Paul Sunu, C.E.O. FairPoint Communications – a letter announcing that Consolidation Communications has signed an agreement to acquire FairPoint Communications.

From the Christmas Basket Committee, Parish of Our Lady of Hope – a letter thanking everyone who participated in Christmas Basket this season.

From the Copake Board of Ethics – a letter advising the Town Board that the Ethics Board will meeting on an ad hoc basis in the future.

From Rossana Rosado, Secretary of State – a letter advising the Town of Copake that they have been chosen to receive a \$40,000.00 grant CFA #67273 for Planning for Waterfront and Hamlet Revitalization.

From Frank & Marcia Peteroy – a memo requesting the Town to trench with a backhoe approximately 15-20 feet for underground power to the existing Hamlet Sign.

From Grant D. Langdon – a letter requesting a grand jury investigate into the 1980 fires of his barns.

Department Head Report: None

Public Forum: None

New Business:

Supervisor Nayer advised the Board that in regards to the Town Hall being ADA Compliant, Supervisor Nayer checked and the Town Hall meets all standards that the ADA requires. The only thing issue would have been putting in an automatic door opener and that would cost about \$2,000.00 but it is not mandatory. Supervisor Nayer says very rarely does he see a problem. These door openers can be more trouble they are worth and at this point we are compliant.

Supervisor Nayer stated that we have somethings to work out with the Planning Water and Hamlet Revitalization Grant, we have to see when the State will send it to us and where we go with it.

Supervisor Nayer proposed the following rate increases for the rental of the Park Building: Residents \$50.00 to \$75.00 for renting the building, \$75.00 to \$100.00 if the kitchen is used. Non Residents \$100.00 to \$125.00 for renting the building, \$125.00 to \$150.00 if the kitchen is used. Councilperson Gansowski questioned how long it took to clean the building after an event? Supervisor Nayer said it

varies. We spend over \$1,000.00 a year on pest control, then you have the electric, heat, A.C. We are not trying to make a profit, just pay for the expenses. The Board tabled any action until the next meeting.

A motion was made by Councilperson Sullivan and was seconded by Councilperson Mettler to change the Conservation Advisory Committee, Board of Ethics, Environmental Committee and the Agricultural Advisory Committee from monthly to ad hoc basis. Motion was carried. Councilperson Sullivan did ask the Chairperson of the Ethics Board to please schedule the meeting so she can attend them.

A motion was made by Councilperson Mettler and was seconded by Councilperson Sullivan to authorize Supervisor Nayer to sign an Inter-municipal Agreement with Taconic Hills for shared services for 2017. Motion was carried.

A motion was made by Councilperson Gansowski and was seconded by Councilperson Miller-Simmons to adopt the amended 2017 Snow & Ice Control Policy. Motion was carried.

A motion was made by Councilperson Miller-Simmons and was seconded by Councilperson Gansowski to accept the Court Audit for 2016. Motion was carried.

Supervisor Nayer reported that he has performed the audits of the Planning Board, Z.B.A., Building Department and Town Clerk for 2016 and everything balances.

Supervisor Nayer reported that all of the members of the Planning and Zoning Boards have completed their required training for 2016.

A motion was made by Councilperson Miller-Simmons and was seconded by Councilperson Mettler to renew Performance Auto's Motor Vehicle Storage Area Permit for 2017 per the recommendation of the Code Enforcement Officer. Councilperson Gansowski questioned if this was the same person who did the work on the building on Route 22 without a building permit? Supervisor Nayer advised that it may have been a relative. Councilperson Gansowski also questioned if Performance Auto was in violation of his permit last year? Supervisor Nayer stated that there were some issues that were resolved immediately. Motion was carried. Councilperson Gansowski voted no.

A motion was made by Councilperson Gansowski and was seconded by Councilperson Sullivan to authorize Supervisor Nayer to enter into a contract with the Office for the Aging so they can continue the Senior Luncheon Program at the Town as long as the Town Attorney agrees with the details of the contract. Motion was carried. Supervisor Nayer added that this is a really great program for the area and we are one of the busiest sites the County has.

Old Business:

A motion was made by Councilperson Mettler and was seconded by Councilperson Miller-Simmons to introduce the proposed Local Law establishing a No Parking on Anthony Street Extension from the intersection of Anthony/Anthony Street Extension to the Copake/Hillsdale Town Line. Motion was carried.

Supervisor Nayer announced that there will be a public Workshop on January 24, 2017 at 7:00pm to work on the proposed Zoning changes. Also we are moving forward on the work on the Records Storage

Room, we have spent about \$1,800.00 so far. The Town was awarded \$5,100.00 through the 2017 Court Grant for shelving for the new records room.

The following resolution was offered by Councilperson Sullivan and was seconded by Councilperson Mettler:

**Identifying and Accepting Local Roads into the Town Local Highway Inventory**

**WHEREAS**, up to and as of the year 2016, and as specifically identified in the NYS Department of Transportation Highway Local Roads Listing dated July 18, 2016, the Town of Copake was responsible for 56.19 centerline miles of local roads within the Town of Copake; and

**WHEREAS**, pursuant to the NYS DOT’s Statewide GIS Public Roads Project, certain changes were made by the NYS DOT in relation to the roads and road mileage of the local roads in the Town of Copake and such changes were communicated to the Town of Copake in late 2016; and

**WHEREAS**, in addition to the road inventory as indicated pursuant to the Statewide GIS Public Roads Project, the Town of Copake in fact has, maintains, and is responsible for additional roads and mileage within the Town of Copake;

**NOW, THEREFORE,**

**BE IT RESOLVED**, that in addition to the roads and mileage indicated for the Town of Copake pursuant to the Statewide GIS Public Roads Project, the following roads and mileage, as set out in the attachment appended to this Resolution and made a part hereof, are public roads within the Town of Copake open to the public without restriction and are to be included in the Local Highway Inventory for the Town of Copake; and

**BE IT FURTHER RESOLVED**, that the Town Board of the Town of Copake acknowledges and accepts all legal, maintenance, and repair responsibility for such roads and mileage, as indicated in such attachment.

Resolution # 3	Supervisor Nayer	yes
Dated January 12, 2017	Councilperson Miller-Simmons	yes
Copake, New York	Councilperson Mettler	yes
	Councilperson Sullivan	yes
	Councilperson Gansowski	yes

Town Attorney Dow reviewed Part # 1 of the E.A.F. for the proposed Local Law entitled “Town of Copake Solar Energy Law” with the Board.

A motion was made by Councilperson Gansowski and was seconded by Councilperson Mettler to adopt Part # 1 of E.F.A. for proposed Local Law entitled “Town of Copake Solar Energy Law” (EAF Part # 1 attached). Motion was carried.

#### Appointments:

A motion was made by Councilperson Mettler and was seconded by Councilperson Gansowski to reappoint Robert Rosegarten to the B.A.R. for another five year term. Motion was carried.

A motion was made by Councilperson Sullivan and was seconded by Councilperson Gansowski to reappoint Harvey Weber as the Town of Copake's representative to the Columbia County Office for the County Advisory Council to the Aging and Mary Guntert as the Town's Alternate . Motion was carried.

The Board agreed to advertise on the Town's Website for an opening on the Conservation Advisory Committee.

#### Budget:

A motion was made by Councilperson Miller-Simmons and seconded by Councilperson Mettler to adopt the \$250.00 Department spending limit without prior approval. Motion was carried.

A motion was made by Councilperson Miller-Simmons and was seconded by Councilperson Gansowski to authorize the following transfer for 2016: From: A1355.472 (Assessor Contractual) \$115.00 To: A7550.4 (Celebrations Contractual) \$115.00. Motion was carried.

Councilperson Miller-Simmons brought a request from the Parks & Recreation Commission to spend up to \$500.00 for the Easter Celebration at the Park.

A motion was made by Councilman Sullivan and was seconded by Councilperson Gansowski to authorize the Parks & Recreation Commission to spend up to \$500.00 for the Easter Celebration. Motion was carried.

#### Councilperson Report:

Councilperson Sullivan advised the Board that the Broad Band Committee has seven members and their first meeting will be held on Saturday, January 21st at 10:00am.

Councilperson Miller-Simmons reported that the Parks & Recreation Commission is moving right along with the Music in Park Summer Program and they have also planned another meeting for January 23<sup>rd</sup> to discuss the 35<sup>th</sup> anniversary of the Park.

Councilperson Gansowski reported that the Z.B.A. at their last meeting approved two new businesses in the Town.

#### Public Forum:

Marcia Becker questioned if the Solar Energy in the Table of Use has to be changed, removed and/or included in the E.F.A.? Town Attorney Dow explained that the way the law is written it is not being taken out of the Table of Uses but it is subjected to a whole new review process.

A motion was made by Councilperson Miller-Simmons and was seconded by Councilperson Gansowski to go into executive session to discuss litigation matters. Motion was carried.

A motion was made by Councilperson Miller-Simmons and seconded by Councilperson Mettler to return to the regular meeting. Motion was carried.

A motion was made by Councilperson Gansowski and was seconded by Councilperson Miller-Simmons to authorize Supervisor Nayer to enter into a contract with Armstrong Appraisals, LLC. To assist the Town in Tax Certiorari Settlements and/or proceedings for the amount of \$4600.00. Motion was carried.

A motion was made by Councilperson Mettler and was seconded by Councilperson Miller-Simmons that the bills from the Highway Abstract # 1 and the bills from General Abstract # 1 be paid. Motion was carried.

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

Respectfully submitted,