

Regular Town Board Meeting

& Public Hearing

10-12-17

Supervisor Nayer opened the Public Hearing at 6:45pm with 10 people in attendance. The purpose of the Public Hearing was to present Proposed Local Law # 4 of 2017 Entitled "A Local Law to Prohibit Fireworks in the Copake Memorial Park". There were no question or comments from the audience. Supervisor Nayer closed the Public Hearing at 6:48pm.

The regular meeting of the Town Board followed at 7:00pm.

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 Miller-Simmons to waive the reading of the minutes of the 9-14-17 Regular Meeting and the 10-4-17 Special Budget Meeting and approve them as written. Motion was carried. Councilperson Gansowski abstained.

Announcements:

Copake Parks & Recreation Annual Haunted House will be Friday & Saturday Nights from 6:00 – 9:00pm, Copake Halloween Party will be 10-31-17 at 5:30pm sponsored by Copake Sunoco and Clock Tower Pub & Grill, the K.I.S.S. program will be at the Town Hall from 10/9/17 - 10/27/17, Copake Community Service Inc. Christmas Wreath sales are going on now for \$20.00 all of the proceeds go to the Memorial Clock and the Poinsettia Holiday Program, Copake Community Service Inc. Christmas Trees to decorate the Hamlet in memory of love ones are on sale now for \$25.00 signups are at the Town Hall and the Copake Wine Works.

Correspondence:

From Grant Langdon – four pieces of correspondence regarding his barn fires.

From Hannah Simmons – an email advising the Board that she will not be seeking the Summer Playground Assistant Director Position for 2018.

From Charter Communications – a letter advising that the Sportsman Channel will not be available on their Spectrum TV Lineup.

Department Head/Committee Reports – None

Public Forum:

Grant Langdon advised the Board that he toured the Hamlet this morning and advised that the Town should consider working on the sidewalk in front of the General Store prior to them opening. Also Mr. Langdon requested a Town Board Resolution to censure District Attorney Czajka. When Mr. Langdon attended the County Public Safety Meeting and was told he could not speak and was escorted out of the room by a Deputy Sheriff.

Tom Dalton – advised that he felt that the Fireworks should continue in the Park.

Trudy Dalton also spoke in favor of continuing the Fireworks and volunteered to help with the cleanup the next day.

New Business:

Supervisor Nayer advised that we have the following terms expiring at the end of the year: 1 ZBA Member, 3 Park Commission Members, 1 BAR member, 1 Summer Playground Assistant Director and 3 on the Ethic Board. Resumes and letters of interest should be returned to the Town Clerk's Office by 2:00pm on November 7<sup>th</sup>.

Supervisor Nayer advised that the Court would like to put in for two stand-alone copiers, File Cabinets and a shredder totaling \$2,000.00 for the 2018 Court Grant.

A motion was made by Supervisor Nayer and seconded by Councilperson Sullivan to authorize the Court to apply for two stand-alone copiers, File Cabinets and a shredder totaling \$2,000.00 for the 2018 Court Grant. Motion was carried.

Supervisor Nayer stated that he received a request from the Census Bureau for a volunteer work sheet, Supervisor asked if anyone from the Board if they were interested taking a look at what they were requesting as he does not have the time now. Councilperson Mettler and Councilperson Sullivan stated that they will look at it.

Old Business:

Following a brief discussion on the purchase and placement of "Business District" signs, the following Motion was made by Councilperson Mettler and was seconded by Councilperson Gansowski to authorize the expenditure of up to \$500.00 for "Business District" signs and the installation. Motion was carried.

The Board set a Zoning Revision Workshop for October 24<sup>th</sup> at 6:30pm.

A motion was made by Supervisor Nayer and seconded by Councilperson Miller-Simmons to classify Proposed Local Law # 4 of 2017 Entitled "A Local Law to Prohibit Fireworks in the Copake Memorial Park" classified as an unlisted action. Motion was carried.

Town Attorney Dow reviewed Part 1 of the Short Environmental Assessment Form with the Town Board.

A motion was made by Councilperson Mettler and was seconded by Councilperson Miller-Simmons to approve Part 1 Short Environmental Assessment Form. Motion was carried.

Town Attorney Dow reviewed Part 2 of the Short Environmental Assessment Form with the Town Board. All answers to the questions on Part 2 were answered "no". Part 3 no questions.

A motion was made by Supervisor Nayer and was seconded by Councilperson Gansowski that there will be no significant adverse environmental impact pertaining to the adoption of Local Law # 4 of 2017. Motion was carried.

Supervisor Nayer read proposed Local Law # 4 of 2017 "A Local Law to Prohibit Fireworks in Copake Memorial Park".

A Local Law to Prohibit Fireworks in Copake Memorial Park

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

Section 1. Legislative Findings and Intent.

The Town Board of the Town of Copake finds that due to the proximity of private residential property to Copake Memorial Park and the debris and residue produced by the use of fireworks, the use of fireworks in Copake Memorial Park may result in adverse impacts upon nearby private properties and upon the lands and grounds of the park itself, requiring potentially costly cleanup, and finds that Copake Memorial Park is therefore an unsuitable venue for the use of fireworks.

Section 2. Amendment of Article IV of Chapter 172 of the Code of the Town of Copake.

Section 172-18 of the Code of the Town of Copake, as amended, is amended by adding a new subdivision K, as follows:

K. Fireworks are prohibited in Copake Memorial Park.

Section 3. Statement of Authority.

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

Section 4. Effective Date.

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

Councilperson Sullivan clarified to the Public that this Proposed Local Law is only prohibiting fireworks in the Copake Memorial Park, not Town wide.

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

**“A Local Law to Prohibit Fireworks in Copake Memorial Park”**

**WHEREAS**, The Town Board of the Town of Copake finds that due to the proximity of private residential property to Copake Memorial Park and the debris and residue produced by the use of fireworks, the use of fireworks in Copake Memorial Park may result in adverse impacts upon nearby private properties and upon the lands and grounds of the park itself, requiring potentially costly cleanup, and finds that Copake Memorial Park is therefore an unsuitable venue for the use of fireworks; and

**WHEREAS**, to such end, the Town Board finds it appropriate and desirable to enact Local Law Number 4 of 2017, “A Local Law to Prohibit Fireworks in Copake Memorial Park,” and

**WHEREAS**, all legal prerequisites to the enactment of such Local Law have been timely completed, including review under SEQRA and the issuing of a negative declaration, notice to the public, and the holding of a public hearing;

It is hereby **RESOLVED**, that Local Law Number 4 of 2017, “A Local Law to Prohibit Fireworks in Copake Memorial Park” is hereby enacted.

Resolution # 7	Supervisor Nayer	yes
Dated October 12, 2017	Councilperson Miller-Simmons	yes
Copake, New York	Councilperson Mettler	yes
	Councilperson Sullivan	yes
	Councilperson Gansowski	yes

The following Resolution was offered by Councilperson Sullivan and was seconded by Supervisor Nayer;

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 Farm Road from County Route 7A to Mountain View Road in the Town of Copake.

Resolution # 8	Supervisor Nayer	yes
Dated October 12, 2017	Councilperson Miller-Simmons	yes
Copake, New York	Councilperson Mettler	yes
	Councilperson Sullivan	yes
	Councilperson Gansowski	yes

A motion was made by Councilperson Sullivan and was seconded by Councilperson Gansowski to appoint Keith Thomas as the Town of Copake’s representative to the Columbia County Advisory Board of the Office for the Aging and Mary Gunter as the alternate member. Motion was carried.

**Budget:**

The Board set a Public Hearing on the proposed 2018 Budget for November 9<sup>th</sup> at 6:45pm.

**Councilperson’s Report:**

Councilperson Mettler reported there were 290 riders for the R.J. Ramble and commented on the great job Tom Goldworthy did as Chairperson.

Supervisor Nayer commented on how great the three towns worked on the Ramble and also thought Tom did a great job as Chairperson of this event.

Councilperson Sullivan reminded everyone this Saturday is the Golden Gathering at Columbia Greene Community College.

**Public Forum:**

Grant Langdon thought the Town should advertise more on the Copake Falls Iron Works Project. Also the reason why he spent so much time to come out this way was to get a Resolution from the Town Board because he really believes in it.

A motion was made by Councilperson Miller-Simmons and was seconded by Councilperson Gansowski that the bills from Highway Abstract # 10 and the bills from the General Abstract # 10 be paid. Motion was carried.

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

Respectfully submitted,