

SEPTEMBER 8, 2011
PUBLIC HEARING
TOWN BOARD

PRESENT

Supervisor Crowley
Councilwoman Gabaccia
Councilman Sacks
Councilman Tompkins
Councilman Kiernan
Highway Superintendent Gregory
Attorney Bono

Supervisor Crowley opened the hearing at 6:30 p.m. with 42 people present.

The purpose of the hearing is to review Local Law # 1 Dissolving the Town of Copake Police Department.

Attorney Bono, read referendum language to dissolve the Copake Police Department

Shall the Town of Copake be authorized to dissolve the Copake Police Department?

YES - DISSOLVE THE DEPARTEMNT

NO - DO NOT DISSOLVE THE DEPARTEMNT

Councilwoman Gabaccia, I think we need to change the wording so not to make it confusing to the public.

Roger Elliot, with the Columbia County Sheriffs sub-station coming to Hillsdale and State Police I feel we don't need the Copake Police.

Lindsey Lebrecht, Sheriffs' sub-station is a one year pilot program. I want to thank the Copake Police for all their help at the lake this summer, I support them.

John Belfonte, I live on the boarder of Hillsdale and Copake the State Police are there all the time. There not going away.

Rodger Elliot, according to statistics Copake has less problems and less crime.

Harvey Weber, I think we should have educational meetings on this, with the budget etc. the last 5-6 years.

Supervisor Crowley, I touched base with Police Chief who's also director of 911, we could set a tentative date for informational meeting.
Permissive is not binding.

Attorney Bono, It has to be approved by the voters.

Morris Ordovery, It's not a referendum on the resolution or Local Law its non binding. The board makes decision.

Supervisor Crowley, in other to do a referendum you must first pass the Local Law that's what were discussing tonight.

Councilwoman Gabaccia, was in debate is weather or not that referendum is binding. What makes it permissive is the fact we could pass the Local Law and not put out for referendum; we are permitting them to vote on this.

Lindsey LeBrecht, is there any way we could restructure the reading on the referendum so it's not so confusing to people?

Attorney Bono, the Town Board does nothing, the public can act to voice there opinion to dissolving the Police Department or retaining. By the Town Board passing this resolution to dissolve it allows it to go to referendum and the majority rules. If vote is no do not dissolve department then the Local Law is defeated.

Coapke resident, assuming you pass the Local Law I'm going to vote in November, when I pull the level will it say No do not dissolve Police Department or Yes dissolve.

Councilwoman Gabaccia, is there a way the referendum be not binding. If this is decided by one vote its not a clear mandate. If it overwhelming goes one way or the other I'll feel more comfortable going forward.

Attorney Bono, if the referendum passes 501 to 500 and after that a bunch of people come forward and a majority of you have cold feet going forward you could pass another Local Law repealing Local Law # 1.

Coapke resident, why don't you say dissolve the Police Department do not dissolve the Police Department.

Supervisor Crowley, you have to have Yes or No that the election law.

Copake citizen, you could say Yes dissolve the Police Department, No retain the Police Department.

Attorney Bono, you could change the wording from do not resolve to keep or retain.

Attorney Bonn, the referendum language will read:

“Shall the Town of Copake be authorized to dissolve the Copake Police Department?”
YES DISSOLVE THE DEPARTMENT NO RETAIN THE DEPARTEMNT

Supervisor Crowley closed the hearing at 6:55 p.m.

Supervisor Crowley opened the hearing at 6:56 p.m.

Purpose of the hearing Town of Copake 2011 Comprehensive Plan.

Lindsay LeBrecht, the committee did an incredible job on the plan.

Pg 10 mention fire protection services provided by Coapke Fire Company, I feel Craryville should also be acknowledged.

Pg. 22 adding a 2% max tax on real estate, as a realtor taxes have affected potential buyers in the area, to add another tax I don't think we should do.

Pg. 26, public access to Copake Lake, the lake already has access. Robinson Pond was not put down as body of water.

John Belfonte, the group did a great job, is the group involved with the Planning Board/ Supervisor Crowley, no their job is done.

Supervisor Crowley, once the Town Board adopts the plan, we will be setting up a Zoning Review Committee, who will be going through the zoning to be sure it complies with the Comprehensive Plan.

Councilman Sacks, the Zoning becomes the law and the law must parallel the Comprehensive Plan.

Supervisor Crowley, once the Zoning Committee has its recommendation they will pass on to board for approval.

Councilman Gabaccia, Zoning review is one small thing that comes out of plan. There are many wonderful recommendations.

Supervisor Crowley closed the hearing at 7:10 p.m..

REGULAR MEETING

ACTION ITEMS

Supervisor Crowley

Talk to Sheriffs and State Police, informational meeting with Copake Police.

Councilwoman Gabaccia

Letter of support to Mt Washington for grant for road repairs.

Look at Court's revenue and expenses the pass few years.

Attorney

Easement from property owners for clearing the stream

Resolution health insurance for retirees.

Supervisor Crowley, thanked all Fire Companies, Police, Rescue Squad, State Police, Sheriffs, John Mengler as chef at shelter Councilman Kiernan checking on the farmers, many other people who pitched in.

A motion was made by Councilman Sacks seconded by Councilwoman Gabaccia the minutes from July 6, 2011 be accepted. Motion carried.

A motion was made by Councilman Sacks seconded by Councilwoman Gabaccia the minutes form July 14, 2011 be accepted. Motion carried.

A motion was made by Councilman Sacks seconded by Councilman Kiernan the minutes from July 26, 2011 be accepted. Motion carried.

CORRESPONDENCE

1. Town of Ancram – public hearing September 12th proposed amendments to Ancram Zoning Ordinance.
2. Swiss Hutte – renewing NYS Liquor License.
3. Mt Washington MA. – Letter of support for grant to repair roads that go into Copake Falls.

Councilwoman Gabaccia will write letter.

4. Hudson Valley Office Equipment – one year maintenance agreement for printers.

Valerie Richmond with the Health Care Consortium on, Medicare Outreach Coordinator in partnership with Office of the Ageing. Gave a presentation on access to good health care in Columbia and Green County which we want available for everyone. Its for medicare beneficiaries who are struggling to make co-pays and be able to get their prescriptions. It's a one page applications that's simple to make out, that goes to Social Services , they make the decision. Applications will be available at the Town Hall. Annual wellness examine that focus on preventative health there's a whole list of examines it covers

Councilman Sacks, see if we can get this on the town web site.

Councilwoman Gabaccia, talk with Mike Salvatore for presentation at the Young at Hearters. www.benefits.ckcheckup.org is a great web-site.

COUNCILPERSON REPORT

Supervisor Crowley, Maple Lane Bridge has been inspected, couldn't find any damage to structure, we did have lost of center support. The bridge will remain close until an engineer designs pier for center of bridge. There is access to get out on Kiernan's land.

Governor Cuomo gave us a Christmas present, we've been trying to clear the stream and DEC has thrown road block after road block. The governor came out with executive order to allow communities to clear streams that cause flood damage, before the 1st of Oct. I spoke with Dave Robinson, the County is willing to work with us, and we will need easements from the property owners. Attorney will take care of that.

Councilman Kiernan, three major spots need to be addressed, north of 7A Bridge, two spots on my property. We've fixed three spots in the 90's and they held through this storm. DEC is going to go on are record on how to repair the existing spots that need to be repaired. I have to formulate a report and hand into to Dan Silinsky who is in charge of Fisher and Wildlife as the stream falls under there jurisdiction. I also applied for a \$75,000 grant through Soil and Water Conservation to repair the stream. I talked to FEMA they will send someone down to go over the damage to see if there's any thing they can do also.

From 7a here by the Hub north to Maple Lane Bridge is our property.

Supervisor Crowley, tomorrow Highway Superintendent Gregory, Councilman Kiernan and I will walk the stream bed.

Highway Superintendent Gregory, this is a large project and large amount of earth that needs to be moved.

Councilman Kiernan, we can qualify for FEMA by my farm land which topsoil is being deposited in the stream in areas they do not want to see it in, that damages the trout stream.

Joe LaPorta, we can't do much in there till the water goes down, will we have enough time in that time frame to do all this?

Councilman Kiernan, my report states all these facts and they agreed they will give us an extension.

Highway Superintendent Gregory, the highway department will assist in any way we can, it's a big project well beyond what are equipment can handle.

Copake Citizen, thank you for the work you've done so far, we have a petition with 40 signatures from people who live on 22 and 7a north side and south side also videos.

Supervisor Crowley, leave me petition and video will give to Councilman Kiernan.

Councilman Sacks, has anyone contacted local contractors for help?

Councilman Kiernan, with Bills help and what I have in machinery I can do it, its just I'm going to need money to fuel the machines, that's why I'm trying to go every avenue I can to make it affordable. It benefits me I loss \$10,000 worth of corn.

PUBLIC FORUM

Jeff Nayer, Taconic Valley is collecting clothing for Green County.

Are Highway Department has been working non stop.

Roberta Roll, could I have an update on the lighting on Cassino property.

Supervisor Crowley, he's been served an order to remedy and has till the middle of September to respond.

Germantown Firehouse is accepting furniture donations for flood victims.

Diana Jamison, have you called the accountant?

Supervisor Crowley, yes he is getting together with Larry.

Lindsay LeBrecht, Copake Community Day and Copake Falls Day takes a lot of effort on many people, at the July meeting we should have been thanking them.

Highway Superintendent Gregory, very busy with the road, sent two trucks to Green County to help with storm projects. Trying to keep up with our storm projects.

OLD BUSINESS

Supervisor Crowley, talked with Attorney about changing the retirees health insurance, he said we could.

Attorney Bono, you're requiring someone to do it, and it would take effect the first of the year. Pass resolution at the October meeting. Supervisor will contact Attorney to write resolution.

Police information meeting on Police referendum:

Police Commissioner Nayer, you would need to talk to the Officer in Charge as he does the daily operations. The Sheriffs and Police should also be involved.

Councilwoman Gabaccia, we should look at the revenues and expenses with the court.

Supervisor Crowley, will talk to Sheriffs and State Police.

Councilwoman Gabaccia will talk to court.

Supervisor Crowley, October 15th regular meeting schedule work shop after meeting if departments are available

COMPREHENSIVE PLAN

Supervisor Crowley read negative declaration for SEQ. R.

The following resolution was offered by Councilman Sacks seconded by Councilman Tompkins.

RESOLUTION TO DECLARE A NEGATIVE RESOLUTION STATE ENVIRONMENTAL QUALITY REVIEW ACT FOR THE COPAKE COMPREHENSIVE PLAN AND REVITALIZATION STRATEGY

WHEREAS: The Town of Copake has developed a Comprehensive Plan.

WHEREAS: The Comprehensive Profile of existing conditions including demographics, housing, local economy, land use, land management, natural scenic, historic and recreational resources, community services and town government.

WHEREAS, The second component is an Active Plan which includes a vision statement, set of goals and identified actions to achieve the goals and vision.

NOW THEREFOR BE IT RESOLVED: As lead agency pursuant to 6 NYCRR Part 617.7 The Town of Copake finds that preparation of the Town of Copake Comprehensive Plan will not have a significant adverse impact on the environment and authorizes the issuance of a Negative Declaration of the Type 1 Action. The reason for this determination are: (1) that the action involves preparation of a program and does not involve any physical alterations or activities on land within the Town: (2) that the Town of Copake and other involved communities require that all activities and projects resulting from the completed Comprehensive Plan are individually required to conform with the State Environmental Quality Review Act pursuant to 6 NYCRR Part 617.

Resolution # 18

Dated September 8, 2011

Supervisor Crowley

Councilwoman Gabaccia

Yes

Yes

Town Clerk Hotaling read Local Law # 1 for the year 2011.

The following resolution was offered by Councilman Sacks seconded By Councilwoman Gabaccia.

RESOLVED, that we the Town Board of the Town of Copake adopt Local Law # 1 for the year 2011.

A Local Law Dissolving the Town of Copake Police Department.

Pursuant to NYS Town Law 15, the Town Board of the Town of Copake hereby dissolves the Town of Copake Police Department.

This Local Law is enacted subject to a permissive referendum and shall take effect in accordance with the provisions of NYS Town Law Article 7.

Dated September 8, 2011	Supervisor Crowley	Yes
Resolution # 17	Councilwoman Gabaccia	Yes
Copake, NY 12516	Councilman Sacks	Yes
	Councilman Tompkins	Yes
	Councilman Kiernan	Yes

DEPARTMENT HEADS

ZEO Edward Ferratto, as far as the lights at Cassino it needs to be put in the litigation, as far as my records and Mr Whitbeck it couldn't be found. Mr. Cassino wrote a letter saying he's excused under the Ag Law. He plans on fighting the town under litigation as far as leaving the lights there. I will check with Attorney.

Joe LaPorta, the lights are controlled by NYSEG. It is NYSEG that owns the lights; we might get ahead a lot further if we contact NYSEG about moving the lights.

Park Diana Jamison, the Parks been very busy.

Councilwoman Gabaccia, if think we should decide how many members we want on the Zoning Review Board. The Comp Plan suggested 8 – 12 members, obviously an odd number I would suggest 9 – 13 they want a cross section of town, a farmer a business owner, second homeowner, people with experience on zoning ordinance, 2 from ZBA one current one previous , 2 from Planning one current one previous and 2 from Comp Plan. I suggest we go to the high end, as a larger committee works better for them.

A motion was made by Councilman Tompkins seconded by Councilwoman Gabaccia to go into executive session regarding hiring. Motion carried.

A motion was made by Councilman Kiernan seconded by Councilman Sacks to return to the regular meeting. Motion carried.

A motion was made by Councilman Sacks seconded by Councilwoman Gabaccia to appoint Evan Peteroy to the Committee to Nominate Ethics Board. Motion carried.

A motion was made by Councilwoman Gabaccia seconded by Councilman Sacks to appoint Iris Sacks to Committee to Nominate Ethics Board. Motion carried.

A motion was made by Councilman Tompkins seconded by Councilwoman Gabaccia to appoint Mac Simms to Committee to Nominate Ethic Board. Motion carried.

A motion was made by Councilwoman Gabaccia seconded by Councilman Sacks to appoint Deb Cohen to Committee to Nominate Ethics Board.

Supervisor Crowley	Abstain
Councilman Sacks	Yes
Councilwoman Gabaccia	Yes
Councilman Tompkins	Abstain
Councilman Kiernan	Abstain

Supervisor Crowley, will re-advertise for Zoning Review Committee with letters of interest to be in by September 30th.

A motion was made by Councilman Sacks seconded by Councilwoman Gabaccia the bills from general abstract # 9 and highway abstract # 9 be paid. Motion carried.

A motion was made by Councilman Kiernan seconded by Councilman Tompkins the meeting be adjourned. Motion carried.

Respectfully submitted,