

TOWN BOARD MEETING
August 16, 2007 - 6:00 PM
TOWN HALL

The meeting was called to order by Supervisor Reagon at 6:00 p.m.
Salute to the Flag was conducted.

Emergency Exits were pointed out by the Supervisor.

Roll Call:

Councilwoman Perotti	Present
Councilman Euvrard	Present
Councilwoman Doyle	Present
Councilman Russell	Present
Supervisor Reagon	Present

OPEN PUBLIC HEARING ON WATER DISTRICT EXPANSION AND NEW WATER TOWER
Supervisor Reagon opened the Public Hearing.

PUBLIC HEARING COMMENTS

- May Jones, member of the water district and water committee:
 - o Well #1 is starting to fail. It will cost \$50,000 to dig for a new well to replace it. That money could go toward water meters.
 - o Let's start a new water district for Syms and Keane Stud developments.
 - o Syms should pay the \$13,000 to hook the new well up to the water district.
 - o Pressure valves will be needed to handle the increased pressure in the hamlet of Amenia.
- Sharon Kroeger recommended against any expansion of the water district. New homes use more water than old homes.
- Cheryl Morse cautioned that it would be imprudent to expand the water district until more information is available about "other" costs associated with the project. For example, the number of units in the two proposed Syms subdivisions is not known.
- Pat Nelligan expressed his opinion that, in light of the new zoning law, the applicant (Syms) should be asked to resubmit his proposal. The EAF is now out-of-date and needs to be redone.

The Town Clerk was then asked to read the following quote from the DEC Permit Application for Well #4-A (received 5/23/06):

"A Water Supply application seeking approval to take a supply of water from Well #4-A at a maximum rate of 64 gallons per minute, in order to replace Well #1, which is suffering from diminishing yields."

If Well #4-A comes online, then Well #1 must go offline. Furthermore, the County Department of Health says that well #1 has contamination issues. The Town needs another supply source. Perhaps Syms could give us an acre of land adjacent to the Town

property where our well is now and we can drill another well (or Syms could drill it). Well #4-A is OK for the current water district.

ADJOURN THE PUBLIC HEARING

There being no further public comment, it was moved to adjourn the Public Hearing until September 20 at 6:00:

MOTION: S/Reagon
SECOND: C/Doyle
ROLL CALL: C/Perotti - AYE C/Doyle - AYE
C/Euvrard - AYE C/Russell - AYE
S/Reagon - AYE
MOTION CARRIED 5 to 0.

MOVE TO EXECUTIVE SESSION

At 6:25 Supervisor Reagon moved that the Board go into executive session to discuss personnel issues related to the bookkeeper and assessor's office; and to discuss possible litigation:

MOTION: S/Reagon
SECOND: C/Russell
ROLL CALL: C/Perotti - AYE C/Doyle - AYE
C/Euvrard - AYE C/Russell - AYE
S/Reagon - AYE
MOTION CARRIED 5 to 0.

RETURN TO REGULAR MEETING

At 7:00 p.m. the Board voted to close the executive session and enter the public session:

MOTION: S/Reagon
SECOND: C/Euvrard
ROLL CALL: C/Perotti - AYE C/Doyle - AYE
C/Euvrard - AYE C/Russell - AYE
S/Reagon - AYE
MOTION CARRIED 5 to 0.

PUBLIC COMMENTS - AGENDA ITEMS ONLY

- Pat Nelligan, Amenia, observed that the public hearing on the water district expansion had been rescheduled seven times. He would like a definitive statement about the purpose of Well #4-A: is it to expand the water district or to help the current district? Related to the sewer project, Pat Nelligan asked if the public could see the new proposal letter to the Town from Silo Ridge.
- Tom Werner, Amenia, commented that it was impossible to get the expenses related to the wastewater project.

WASSAIC RESCUE SQUAD ANNIVERSARY

Supervisor Reagon read Resolution # 30 of 2007 regarding the Wassaic Fire Company celebrating the 30th anniversary of the Rescue Squad on September 15, 2007 with a party at the Firehouse.

RESOLUTION # 30 OF 2007: CLOSE FIREHOUSE ROAD, RESCIND OPEN CONTAINER LAW, WAIVE GATHERING PERMIT FEE FOR SEPTEMBER 15 CELEBRATION

MOTION: S/Reagon
SECOND: C/Perotti
ROLL CALL: C/Perotti - AYE C/Doyle - AYE
C/Euvrard - AYE C/Russell - AYE

S/Reagon - AYE
MOTION CARRIED 5 to 0.

MYGATT ROAD CLOSING

Supervisor Reagon read Resolution # 31 of 2007 to close Mygatt Road on September 29, 2007 for the Annual Juvenile Diabetes Walk:

RESOLUTION # 31 OF 2007: CLOSE MYGATT ROAD ON SEPTEMBER 29 FOR ANNUAL JUVENILE DIABETES WALK

MOTION: C/Euvrard
SECOND: C/Doyle
ROLL CALL: C/Perotti - AYE C/Doyle - AYE
C/Euvrard - AYE C/Russell - AYE
S/Reagon - AYE
MOTION CARRIED 5 to 0.

TRANSFER STATION ATTENDANT ASSISTANT

Councilman Euvrard moved to appoint John Culligan as assistant transfer station attendant:

APPOINT JOHN CULLIGAN AS ASSISTANT TRANSFER STATION ATTENDANT

MOTION: C/Euvrard
SECOND: C/Perotti
ROLL CALL: C/Perotti - AYE C/Doyle - AYE
C/Euvrard - AYE C/Russell - AYE
S/Reagon - AYE
MOTION CARRIED 5 to 0.

BOOKKEEPER ASSISTANT

Supervisor Reagon explained that Scott Beyer had submitted a resignation letter with no date so that he could help with the transition to a new bookkeeper assistant. He will also be paid to assist the Supervisor with budget preparation. Councilwoman Perotti mentioned that the Town should have a contract for this work and then moved to appoint Sherry Johnson as assistant bookkeeper:

APPOINT SHERRY JOHNSON AS ASSISTANT BOOKKEEPER

MOTION: C/Perotti
SECOND: S/Reagon
ROLL CALL: C/Perotti - AYE C/Doyle - AYE
C/Euvrard - AYE C/Russell - AYE
S/Reagon - AYE
MOTION CARRIED 5 to 0.

BUILDING CODE ADMINISTRATION AND ENFORCEMENT - PROPOSED LOCAL LAW

Supervisor Reagon introduced Proposed Local Law #4 of 2007 which will replace chapter 63 of the Town Code with a new chapter 63 entitled "Uniform Fire Prevention and Building Code Administration and Enforcement". A public hearing on the proposed local law was set for Thursday, September 13 at 7:00:

RESOLUTION # 33 OF 2007: INTRODUCTION OF LOCAL LAW # 4 OF 2007: BUILDING CODE ADMINISTRATION AND ENFORCEMENT; SET PUBLIC HEARING FOR SEPTEMBER 13

MOTION: S/Reagon
SECOND: C/Euvrard
ROLL CALL: C/Perotti - AYE C/Doyle - AYE
C/Euvrard - AYE C/Russell - AYE

S/Reagon - AYE
MOTION CARRIED 5 to 0.

TOWN CONSTABLE - PROPOSED LOCAL LAW

Supervisor Reagon introduced Proposed Local Law #3 of 2007: Town Constable. A public hearing on the proposed local law was set for Thursday, September 20 at 7:00:

RESOLUTION # 33 OF 2007: INTRODUCTION OF LOCAL LAW # 3 OF 2007: TOWN CONSTABLE; SET PUBLIC HEARING FOR SEPTEMBER 20

MOTION: S/Reagon
SECOND: C/Russell
ROLL CALL: C/Perotti - AYE C/Doyle - AYE
C/Euvrard - AYE C/Russell - AYE
S/Reagon - AYE
MOTION CARRIED 5 to 0.

SEWER DISTRICT

Supervisor Reagon reported that Silo Ridge has plans before the Planning Board that include building their own sewage treatment facility. Silo Ridge has offered to build a bigger plant to cover the hamlet of Amenia, at no cost to the Town. Before the Town can accept such an offer, it is necessary to do a complete study of the costs of such a project. For this purpose, it is suggested to hire Morris Assoc to:

1. prepare a revised proposed sewer district map;
2. prepare a statement of expenses (based on the map);
3. estimate cost of connecting the proposed sewer district to the treatment facility at Silo Ridge.

The cost of this engineering study would be \$24,900 with a \$5,000 grant already pledged from Dutchess County Water and Wastewater. Supervisor Reagon will contact the county to see if they may be willing to pick up more of the cost (up to 50%) of the project. Although there is money in the 2007 budget to cover this expense, some of the expense may come out of next year's budget.

In terms of the need for the study, Supervisor Reagon noted that Silo Ridge has a DEIS (Draft Environmental Impact Study) before the Planning Board right now. Silo Ridge needs to know if the Town wants them to build the extra capacity. Attorney Michael Hayes noted that state law requires maps and expense reports as pre-requisites to scheduling a public hearing. It was also mentioned that once a site was secured, the Town could apply for grants to help cover the expenses.

APPROVE CONTRACT WITH MORRIS ASSOC FOR \$24,900 TO STUDY SEWER DISTRICT

MOTION: S/Reagon
SECOND: C/Russell
ROLL CALL: C/Perotti - AYE C/Doyle - AYE
C/Euvrard - AYE C/Russell - AYE
S/Reagon - AYE
MOTION CARRIED 5 to 0.

TOWN HALL EMERGENCY ELECTRICAL WORK

Supervisor Reagon related an incident in Town Hall where a lighting fixture fell from the ceiling and could have injured someone. Michael Segelken confirmed that this is definitely a safety issue. Since the Fire Company has been slow to respond to requests to fix the situation, the Town needs to get the repair work done themselves and then send the bill to the Fire Company. At the

advice of the attorney, it was decided to review the lease, before the work is contracted. Two estimates were received for this emergency work:

HIRE BERLINGHOFF CONTRACTORS FOR \$1,313.75 FOR ELECTRICAL WORK IN TOWN HALL, PENDING LEASE REVIEW

MOTION: C/Doyle
SECOND: C/Russell
ROLL CALL: C/Perotti - AYE C/Doyle - AYE
C/Euvrard - AYE C/Russell - AYE
S/Reagon - AYE
MOTION CARRIED 5 to 0.

COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)

Grant writer Michael Hagerty advised the Town Board that the application for the CDBG for 2008 is due October 5. Before that time, a public hearing must be held to solicit ideas from the community for grant-funded projects up to \$150,000. A public hearing was set for Thursday, September 13 at 6:00:

CDBG FOR 2008: SET PUBLIC HEARING FOR SEPTEMBER 13 AT 6:00

MOTION: S/Reagon
SECOND: C/Perotti
ROLL CALL: C/Perotti - AYE C/Doyle - AYE
C/Euvrard - AYE C/Russell - AYE
S/Reagon - AYE
MOTION CARRIED 5 to 0.

GRANTS UPDATE

Grant writer Michael Hagerty reported:

- Mechanic Street contract has been approved and we can get the \$25,000 up front.
- Attended a CDBG meeting.
- Borden Park grant (member item grant) contract for \$10,000 has been received.

WASSAIC PARK UPDATE

Supervisor Reagon reported:

- Saturday August 25 at 7:00 a.m. will be a work session at Wassaic Park to continue the clean up.
- New playground equipment will be shipped on August 24 and should arrive in early September.
- September 15 is Community Day in Wassaic with activities from 10:00 to about 2:00. The Wassaic Fire District celebration starts at 1:00.

WAIVE GATHERING PERMIT FEE FOR COMMUNITY DAY ON SEPTEMBER 15

MOTION: S/Reagon
SECOND: C/Perotti
ROLL CALL: C/Perotti - AYE C/Doyle - AYE
C/Euvrard - AYE C/Russell - AYE
S/Reagon - AYE
MOTION CARRIED 5 to 0.

WASSAIC BROCHURE PRINTING

Councilwoman Doyle reported that she had received three bids for the printing of the Wassaic brochure, an 8½ x 11 inch, 4-color, folded piece. The lowest bid was from Fountain Press for \$350:

APPROVE PRINTING OF 1,000 BROCHURES BY FOUNTAIN PRESS FOR \$350

MOTION: C/Doyle
SECOND: C/Euvrard
ROLL CALL: C/Perotti - AYE C/Doyle - AYE
C/Euvrard - AYE C/Russell - AYE
S/Reagon - AYE

MOTION CARRIED 5 to 0.

BEL-AIRE HELIPORT

Attorney Michael Hayes reminded the Town Board that the permit for the heliport was up for renewal and that the applicant had applied in plenty of time. Unless there has been non-compliance, the Town Board must issue the renewal. Tom Brinka from Bel-Aire Farms assured the Town Board that the operation was fully compliant; there is only one helicopter that lands there and it keeps an FAA log. A public hearing is not needed for the permit renewal.

AFFORDABLE HOUSING

Supervisor Reagon informed the Town Board that Anne Saylor from County Planning would like to talk to the Town Board about Affordable Housing, perhaps on September 13. On September 6 at the joint meeting of the Planning Board and Town Board, the new subdivision regulations will be reviewed with Joel Russell. There are many variations on affordable housing eligibility, one of which is Fishkill.

MINUTES

The following minutes of Town Board meetings were approved:

APPROVE MINUTES OF MAY 17 AND 31, 2007

MOTION: C/Euvrard
SECOND: C/Russell
ROLL CALL: C/Perotti - AYE C/Doyle - AYE
C/Euvrard - AYE C/Russell - AYE
S/Reagon - AYE

MOTION CARRIED 5 to 0.

APPROVE MINUTES OF JUNE 5, 14, AND 26, 2007

MOTION: S/Reagon
SECOND: C/Russell
ROLL CALL: C/Perotti - AYE C/Doyle - AYE
C/Euvrard - AYE C/Russell - AYE
S/Reagon - AYE

MOTION CARRIED 5 to 0.

APPROVE MINUTES OF AUGUST 8, 2007 EXECUTIVE SESSION ONLY

MOTION: S/Reagon
SECOND: C/Doyle
ROLL CALL: C/Perotti - AYE C/Doyle - AYE
C/Euvrard - AYE C/Russell - AYE
S/Reagon - AYE

MOTION CARRIED 5 to 0.

COMMITTEE REPORTS:

ENHANCEMENT COMMITTEE

Councilwoman Doyle reported that the committee had met to discuss the flower barrels. The Hidden Gardens of Amenia was a great success and the \$2,200 raised was used to purchase a watering tank to water the flower barrels.

'WELCOME TO AMENIA' SIGN REPAIR

Councilwoman Doyle pointed out that several of the 'Welcome to Amenia' signs were in need of repair:

SOLICIT BIDS TO REPAIR AND INSTALL 'WELCOME TO AMENIA' SIGNS

MOTION: C/Doyle
SECOND: C/Perotti
ROLL CALL: C/Perotti - AYE C/Doyle - AYE
C/Euvrard - AYE C/Russell - AYE
S/Reagon - AYE
MOTION CARRIED 5 to 0.

DEPARTMENT REPORTS:

HIGHWAY DEPARTMENT

Highway Superintendent Stan Whitehead:

- FEMA work going very well. \$223,453.83 guaranteed from FEMA.
- FEMA is willing to pay mitigation money to prevent future flood damage: \$173,283.14. Work must be completed in 18 months.
- This money must be spent on FEMA-related expenses and they will be back to audit. As projects are completed, money will come in.
- Lake Amenia Road bridge project is waiting on DEC permit.
- Highway Department will hold an open house on Community Day September 15. The new dump truck should be available.

TOWN CLERK REPORT

Town Clerk Gail Hermosilla gave the attached status report.

TOWN BOARD COMMENTS

- Councilman Euvrard asked to see an accounting of all money held by the Town in all accounts. Supervisor Reagon said that a Statement of Assets would be provided.
- Councilwoman Doyle announced:
 - o Hudson River Ramble will take place on 3 weekends in September; brochures are available. There are over 160 special guided tours including one sponsored by IES (Institute of Ecosystem Studies) on September 23 at 10:00 on the Wappingers Creek Trail.
 - o The dance program is starting in the fall with two classes, one at Amenia Elementary School and one at Webutuck High School. Program is free to all Amenia children.
- Supervisor Reagon mentioned that all departments had received budget work sheets and that she would be meeting with department heads in late August. The worksheets are due in early September. Town Board members will have access to the budget worksheets.

PUBLIC COMMENT

- Wayne Rock, Hopewell, read a letter to the editor of the Poughkeepsie Journal regarding the paper's recent article on the Taconic DDSO. Supervisor Reagon responded that she was quoted in

the article because a reporter had called her; she did not initiate the contact in any way.

- Cheryl Morse, Amenia, also addressed the issue of the Poughkeepsie Journal article on the Taconic DDSO.
- Evelyn O'Connell, Amenia, commented on the Town Clerk hours. She also applauded the DDSO for construction of the LIT (Local Intensive Treatment) facility.
- Jill Caldarelli, Amenia, questioned the \$24,000 for the Morris Associates study of the proposed sewer district. Michael Hayes clarified that if the sewer district is created, then district members will have to pay back that money along with legal fees, notification fees, etc. The money would be refunded to the Town.
- Neila Cardus, Town of Washington, said that the director of OMRDD (Office of Mental Retardation and Developmental Disabilities) will come to Amenia to address the Town Board.
- Arlene Iuliano, Amenia, indicated that she had searched her files at home and found some information regarding expenditures for the salt shed during the period that she was supervisor.
- Pat Nelligan, Amenia, requested the numbers for the two local laws that are under consideration. He cautioned that the Morris Associates study of the sewer project should include average flow on the Wassaic Stream at its lowest time of year (late summer). That is when the Silo Ridge project (including golf course) will be using the most water and discharging the most into the Wassaic Stream at a single point of discharge.

ADJOURN

The motion to adjourn to pay claims was unanimous at 9:20 p.m.

Respectfully submitted,

Gail Herмосilla,
Amenia Town Clerk

Approved by Town Board: Oct. 4, 2007
Draft to Town Board: 8-22-07 (email); paper to Wayne

C:\Town Board\minutes\2007-08-16, PH water district exp.doc, 10/12/07
Gail home PC:\C:\Gail\Town Clerk\ minutes\2007-08-16, PH water district exp.doc, 8/21/07

Town Clerk Monthly Status Report for July 2007
Presented at Town Board meeting in August 2007

Regular Monthly Activity:

Legal notices:			
Public Hearing	1	(water district expansion)	
Bids advertised			
Positions advertised:			
Jobs, paid	3		
Jobs, volunteer	1		
Transfer Station:			
Transfer station permits	28		
Free Recycle permits	3		
Bulk permits	21		
Coupon books	176		
Licenses sold:			
Bingo/games of chance	0		
Dog	20		
Hunting/fishing	3		
Permits issued:			
Burning	lots	Fireworks	0
Handicap Parking	4	Gathering	1
Peddler	0	Junkyard	0
Trailer park	0		
Vital Statistics:			
Marriage licenses	2	Birth certificate copies	0
Marriage certified copies	0		
Death certificates copies	0		
Miscellaneous:			
FOILS received	3	Town Hall rental	0
Zoning books sold	0		
Photocopies, misc.	14		
Tape duplication	0		

As a result of this activity, we gave the Supervisor \$ 5,678.43 for last month.

Hunting, Fishing Licenses

Hunting licenses went on sale this past Monday August 13 and the DECALS computer system seems to be working fine.

BAS Software

We are planning to hold a training session for the new version of our BAS software system here in Amenia on Tuesday September 25 at 10:00. All of the Town Clerks in Dutchess County have been invited, so it should be a good session. Anyone who is interested in attending should let us know so we can plan accordingly. The class is free and open to Town Board members and other interested parties. The Town Clerk office will be closed from 10:00 to 2:00 on that day.

Comprehensive Plan Update and new Zoning Law

We have these documents available for sale for \$10 each. Or, you may review the Town Clerk's copy in Town Hall.

Town Historian

We are working with the new Town Historian Arlene Pettersson to set up a procedure to handle the genealogical requests that come into the Town Clerk office. We have already had one very interesting request this week.

Thank you,
Gail Hermosilla, Town Clerk

S:\Town Clerk\ToBeBackedUp\TownClerk\status reports, monthly\2007-07 Town Clerk Status Report for July.doc, 8/13/07