

Public Hearing: Wetlands & Watercourse Protection; Town Board Present: David Lewis, Kitty Brown, Jeff Logan, JaneAnn Williams, Toni Hokanson , August 25, 2011.

At 7:07 p.m. Supervisor Hokanson made a motion to open the public hearing on Wetlands & Watercourse Protection local law. Seconded by JL, all aye votes cast, motion carried.

Public Comment: Chris Ullrich, Town resident, said he is in favor of some form of wetland but cautioned the board to be cautious and avoid stepping on the property rights on property owners, and work with those with wetland on their property so they don't get screwed. For people west of the Walkkill they are unable to use their property as they would like. Issue not just economic – Town board not working with the people. Councilman Logan disagrees-we have interest of landowner in mind. Read the law-deigned to protect the land.

Dave Porter, Town resident: commends the Town Board for bringing it to a public hearing status-it has been thoroughly reviewed by boards and the attorney. Property rights protected here-he urges the Board to pass it. He added the role of the Wetland Inspector which helped shape the proposed law.

Ray Lunati, Town resident, said he spoke to no one who's in favor of the law – he asked if it can be placed on the ballot this fall? Councilmember Brown explained that there is a mechanism to do that and that there is no time for November elections.

Ron Turner, Village resident, indicated the Assessor is not mentioned once in the law. Supervisor Hokanson responded that the wetlands assessment is part of the SEQR review, it doesn't belong in the law.

At 7:22 p.m. A motion was made by Supervisor Hokanson to continue the public hearing to September 15th at 7 p.m. Seconded by Councilwoman Williams, all aye votes cast, motion carried.

At 7:36 p.m. Supervisor Hokanson opened the meeting with the Pledge of Allegiance.

Agenda changes: take Floyd Kniffen annexation off, will go on Joint Meeting next week. Take Water/Sewer rates off as nothing is prepared; Dave Clouser will look at other towns; Councilman Logan indicated he is befuddled since may report lost expenses \$30,000 over revenue. Councilwoman Brown: funding app to go under new business; Supervisor Hokanson: local law on residency under old business. Supervisor Hokanson has a draft on bonding; Councilman Logan: asked what about Woodland Pond, the Master Plan? The Supervisor indicated she wants to put the information on discs, but had some computer problems. Councilwoman Brown: pool staff and rates-not available yet from payroll. Updates on audits – Supervisor Hokanson stated the comptroller's report is not available for a couple of months; the internal audit will be e-mailed tonight. Annual Report: to be reviewed by the bookkeeper and auditor on Tuesday. Recreation minutes and members. Trailer update from Marshall and Sterling: they did not respond to law they were basing their decision on.

Agenda: a motion was made by Supervisor Hokanson to accept the agenda as amended. Seconded by Councilman Lewis, four aye votes cast and one nay vote by Councilmember Logan, motion carried.

Public comment: Chris Ullrich, Town resident asking Board issue utility easement – 25’ from center of the of the road-Butterville, Gatehouse, and Pine road.

Ira Margolis, Village resident: indicated the paper said NewPaltz Central School District is asking New Paltz to subsidize school crossing guard-doesn’t want to subsidize other towns in the school district.

Fred Van Nostrand, Town resident: last week’s meeting; anyone handling money should live in the town of New Paltz; Recreation director asked for \$83,000-question of what happened to \$45,000 from year before. Strong support for department heads living in the town. Councilwoman Brown explained pending laws will fix what’s broken. Five or six department heads are out of state compliance. Van Nostrand and Plutarch roads-mowing does not occur – dangerous for drivers. He had some complaints related to the Community Center and Meals on Wheels program-was told where to sit-sent to last table; ran out of food one week after paying; They are not supposed to take walk-ins.

Stewart Glenn, for CIT and New Paltz Foundation: *Adopt a Highway* sponsored by CIT; no garbage cans available as volunteers were cleaning the roads-donations made successful. Proposed resolution for Board to adopt to thank everyone who donated; the Village Board passed a similar resolution thanking the people. Hopes community will continue to stress the importance of maintaining the beauty of the area.

Supervisor Hokanson: storm coming projected for late Saturday. (wwnyalert.gov provides year-round information on storm watches) She read aloud the forecast for the storm and a series of warnings for residents. The Wellness Center at SUNY is the community shelter, if that is unable to be the used, the second and third choices are: NPHS, NPMS. Collection of trash is being halted on Monday to avoid cans to be put out on Sunday or Monday-NYS declared state of emergency, the Town is waiting to do so.

Agenda items: Local law for residency: Attorney Moriello cannot solve issue with contract for employees. For non-elected officials the Town can adopt a local law on residency requirements. As amended the Local Law would allow departments and their supervisory personnel. Councilwoman Brown: recreation director and youth director? Attorney Moriello: could be a problem with them. Independent contractors lose some entitlements.

Councilman Logan: definition – need to know what jobs are affected. Highway superintendent is not a fulltime job-not required to be here 40 hours. Deputy to Highway doesn’t have to be filled – there are foremen. Councilwoman Brown: legal to grandfather those out of compliance-new law establishes residency requirement; KB: we get to keep current employees but future hires Town resident unless no one is qualified – tabling – discussing on 9/15 when a public hearing will be set.

Councilwoman Brown made a motion to set a public hearing on Wetlands on September 22nd at 7 p.m. This is a change from the already designated date of September 15th. Seconded by Councilman Logan, all aye votes cast, motion carried.

Talk trash: Supervisor Hokanson read aloud a resolution from the CIT/ New Palz Community Foundation; they are concerned that there are insufficient trash receptacles along Main Street. *Let's Talk Trash* will provide receptacles and moved to adopt the resolution as done by the Village Board, thanking eight citizens and 34 businesses donating money for this cause. Seconded by Councilwoman Williams, all aye votes cast, motion carried.

Smiley Brothers: Richard Drake, attorney for Smiley Brothers, surveyor Patty Brooks appeared before the board. The Planning Board approved to prepare a two-lot subdivision of 505 acres, 856.9 acres. Smiley is offering a 50' strip, clarification offered that these are already town owned and maintained roads, shoulders, utility lane, drainage, fiber optics (25 feet from center of the road)

A motion was made by Supervisor Hokanson for the Town Board to declare ourselves Lead Agency and we accept the short form SEQR unlisted action for Butterville and Gatehouse Roads. Seconded by Councilman Logan, all aye votes cast, motion carried. Supervisor Hokanson read aloud the SEQR. Supervisor Hokanson made a motion to adopt resolution of negative declaration for each. Seconded by Councilwoman Williams, all aye votes cast, motion carried.

A motion was made by Supervisor Hokanson for the Town Board to pass a resolution authorizing her to sign the Offer of Cession for Pine Road, and another for Butterville and Gatehouse Roads. Seconded by Councilman Logan, all aye votes cast, motion carried.

Rail Trail film shoot: Councilwoman Brown recused herself as the project is proposed by her future daughter-in-law. Supervisor Hokanson would like to collect the safety review fee and have the police department review and approve all of their plans, and prefers the filmmaker work with the Wallkill Valley Rail trail, who will act as agent for the Town. We have to determine who gets the \$3000. Police safety review including concerns of parking, and a review by the attorney with amendments. Concerns are parking, traffic, catering (done offsite-where will it be), actual dates, (Rail Trail does not want Saturday & Sunday shooting) lighting, vehicle routes, signage, and sound. Ruth Elwell suggested splitting the \$3000 between the Town and the Rail Trail. Councilman Logan would like the Rail Trail to provide the Town with a plan for spending. Supervisor Hokanson made a motion for the Town Board to authorize her to sign the amended contract and with our attorney's approval on contract language as amended and contingent on the PD approve the Safety Review Plan. Seconded by Councilman Logan, four aye votes cast, motion carried.

Funding application for Sewer 6: it's not actually a funding application, it's an intended use plan that needs town board approval. Supervisor Hokanson made a motion for the

town board to authorize her to sign. Seconded by Councilman Lewis; Councilman Logan felt it is missing huge parts of economic data and is incomplete. Supervisor Hokanson provided the information to the engineer who completed the application. Supervisor Hokanson made a motion authorizing her to sign. Seconded by Councilwoman Williams, four aye votes cast with one nay vote cast by Councilman Logan, motion carried. Correspondence exists between the supervisor, Bob Leghorn, Andy Willingham of the Town Engineer's office-- the Supervisor said she had no chance to read it yet. Councilwoman Brown asked about the Town having a bond rating, Supervisor responded not that she knows of.

Budget modifications: copier for clerk's office: We had already approved a copier; Supervisor Hokanson made a motion to move \$1360 from A Fund contingency fund to 1410.40. Seconded by Councilman Lewis, all aye votes cast, motion carried. Councilwoman Brown brought up Bob Schaller's letter in connection with Sewer 6 ; he questioned water/sewer rates in regard to a high volume discount used by municipalities. Supervisor Hokanson indicated we have a minimum rate and per unit after that. Councilwoman Brown stated this has been discontinued in a lot of municipalities; it encourages business to use more water and stress out your systems more; Supervisor Hokanson responded that high volume is using the infrastructure, and that the Super 8 is not in sewer 6, it is in water and sewer district 1, which is the most healthy of the districts, they were going to see the least amount of increase. This is a good opportunity to compare with other municipalities.

Supervisor Hokanson: back to transfers: Highway requests straw mulcher transfer of \$3000 from line 5110.4 to 5110.2. Seconded by Councilwoman Brown, all aye votes cast, motion carried.

Councilman Logan added a few new business items: that Wilmore met with him and the Planning and Zoning board chairs; they are changing their application and are no longer applying under PUD, they are going for two area variances. We should still pursue rewriting our PUD law.

On October 25th at 7 p.m. at the Community Center - Bob Freeman from the NYS Office on Open Government will discuss the open meetings law in NYS. He suggested inviting our committees and boards. Village Board will pay all of his expenses and we're providing the room.

At 9:52 p.m. a motion was made by Supervisor Hokanson to adjourn. Seconded by Councilwoman Williams, all aye votes cast, motion carried.

Respectfully submitted,

Marian Cappillino