

**TOWN OF NORTH EAST
TOWN BOARD
MINUTES
September 12, 2019**

Councilman Present:

Supervisor Kaye
Councilman Merwin
Councilman Fedele
Councilman Kennan
Councilman Midwood

Councilman Absent:

Call to Order:

Supervisor Kaye called the meeting to order at 7:00 p.m. with the Pledge of Allegiance

Acceptance of Agenda:

Supervisor Kaye informed the Board that there was one change to the agenda. Item #9 a presentation by Christina Boryk, Executive Director of Rebuilding Together, Dutchess County is not able to attend tonight meeting and will have to come at another meeting.

On a motion made by Councilman Fedele, seconded by Councilman Midwood the following was:

ADOPTED - AYES - 5 (Kaye, Merwin, Fedele, Kennan, Midwood)
NAYS - 0

RESOLVED, to accept the agenda as amended

Public Comment on Agenda Items Only:

There were no public comments.

Department and Committee Reports:

POLICE – Sargent Veeder reported the month of August had a total of forty incidents. There were twenty-six in village and fourteen in the town. This year, we had two arrests in the town and five arrests in the village. Councilman Kennan asked what the hours of operation for the police department. Sergeant Veeder said they were Mon- Thurs from 6pm-12am, Friday from 6pm to 2am, Saturday, 12pm-2am and Sunday from 12pm to 12am.

HIGHWAY – Superintendent Stevens presented the Board with a 284 Agreement for the Expenditure of Highway Moneys. Superintendent Stevens said the he was adding the Mill Rd culvert replacement in the sum of \$184, 280.56 and the paving of Beilke Rd in the amount of \$203, 879.91.

On a motion made by Councilman Merwin, seconded by Councilman Kennan, the following was:

ADOPTED - AYES - 5 (Kaye, Merwin, Fedele, Kennan, Midwood)
NAYS - 0

RESOLVED, to accept the expenditure of Highway moneys as presented by Superintendent Stevens.

ASSESSOR – No Report

PLANNING, ZONING BOARDS, and BUILDING DEPARTMENT – The reports for these Departments have been emailed to all of the Board members.

TOWN CLERK – Clerk Cope gave a brief report for her office. Ms. Cope mentioned that she had emailed all of the department reports to the Board member and would continue this in the

future each month. Ms. Cope said that the month of August was very busy with the sale of Hunting and Fishing licenses. The updated website went live and has gotten a lot of good feedback. A draft copy of the Records Management Policy was given to each board member and will be further discussed at the October meeting.

Ms. Cope informed the Board that Holli Dunleavy had resigned from her position as Deputy Town Clerk and Deputy Registrar of Vital Statistics. Ms. Cope has hired Marcella Wheatley to fill the position and would like the Board to approve of her hire.

On a motion by Councilman J. Merwin, seconded by Councilman Fedele the following was:

ADOPTED – AYES – 5 (Kaye, Fedele, Merwin, Midwood, Kennan)
NAYS – 0

RESOLVED, to approve upon the recommendation of the Town Clerk the appointment of Marcella Wheatley as Deputy Town Clerk and Deputy Registrar of Vital Statistics

Meeting with Counsel:

Attorney Warren Replansky informed the Board that he has spoken to Nan Stolzenberg and Ian MacDonald on the steps to complete the process of the Comprehensive Plan. We have had the joint public hearing. The Board must complete the SEQRA designating us a lead agency. Each board can adopt the Comprehensive plan themselves. Another public hearing should be conducted prior to the adoption of the plan per Town Law section 270-A. Mr. Replansky said that it was time to clean up the zoning regulations after the adoption of the comprehensive plan.

Resolution to Accept Water District #1 Benefit Assessment Roll and Set Schedule for Public Hearing:

On a motion by Councilman J. Merwin, seconded by Councilman Kennan the following was:

ADOPTED – AYES – 5 (Kaye, Fedele, Merwin, Midwood, Kennan)
NAYS – 0

RESOLVED, to accept resolution to set public hearing for Water District # 1 Benefit Assessment Roll on October 10, 2019 at 7:20 PM

7:20 PM Public Hearing on CDBG Grant Ideas and Approval of one for submission:

On a motion by Councilman Midwood, seconded by Councilman Fedele the following was:

ADOPTED – AYES – 5 (Kaye, Fedele, Merwin, Midwood, Kennan)
NAYS – 0

RESOLVED, to open the public hearing on CDBG grant ideas at 7:20pm.

Supervisor Kaye informed the Board that the Village of Millerton would be like to put in for a CDBG grant and would like to apply with the Town. The Village will be discussing ideas at their next meeting. Supervisor Kaye suggested adjourning the public hearing until our next meeting.

On a motion by Councilman Midwood, seconded by Councilman Fedele the following was:

ADOPTED – AYES – 5 (Kaye, Fedele, Merwin, Midwood, Kennan)
NAYS – 0

RESOLVED, to adjourn the public hearing until October 10, 2019 at 7:30pm.

7:30PM Public Hearing on Local Law 2 “A law to override the Tax Levy Limit for Fiscal Year 2020”:

On a motion by Councilman Merwin, seconded by Councilman Kennan the following was:

ADOPTED – AYES – 5 (Kaye, Fedele, Merwin, Midwood, Kennan)
NAYS – 0

RESOLVED, to open the public hearing at 7:30 PM on Local Law to override the tax cap levy for fiscal year 2020.

The local law was introduced. There were no public comments.

Supervisor Kaye said that he most other municipalities may also be passing laws to exceed the tax cap.

On a motion by Councilman Kennan, seconded by Councilman Fedele the following was:

ADOPTED – AYES – 5 (Kaye, Fedele, Merwin, Midwood, Kennan)
NAYS – 0

RESOLVED, to close the public hearing at 7:45pm.

Clerk Cope read the resolution into the record and the Board voted on passing the resolution.

TOWN BOARD OF THE TOWN OF NORTH EAST

**RESOLUTION ADOPTING A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT
FOR FISCAL YEAR 2020 PURSUANT TO GENERAL MUNICIPAL LAW §3-c AS
LOCAL LAW NO. 2 OF THE YEAR 2019**

WHEREAS, the Town Board determined that it may be necessary for the Town of North East to exceed the limit on the amount of real property taxes that may be levied by the Town of North East pursuant to General Municipal Law §3-c for fiscal year 2020; and

WHEREAS, the Town Board by Resolution dated August 8, 2019 accepted a proposed Local Law to override the tax levy limits for fiscal year 2020 pursuant to General Municipal Law §3-c for commencement of the Local Law adoption process; and

WHEREAS, the Town Board scheduled and duly noticed a public hearing on said Local Law to be held on September 12, 2019 at the North East Town Hall; and

WHEREAS, the Town Board opened the public hearing and heard comments on said Local Law and closed the public hearing on September 12, 2019; and

WHEREAS, the Town Board has determined that this action is a Type II action under SEQRA and does not require environmental reviews; and

WHEREAS, the Town Board has determined that it is in the best interests of the Town of North East to adopt this Local Law.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby adopts Local Law No. 2 of 2019 entitled “A Local Law to Override the Tax Levy Limit for the fiscal year 2020 pursuant to General Municipal Law §3-c”; and it is further

RESOLVED, that the Town Clerk is hereby directed to file said Local Law in the Office of the Department of State, as required by law.

WHEREUPON, the above Resolution was offered by Councilman Merwin, and was seconded by Councilman Kennan and the vote was as follows:

SUPERVISOR KAYE	AYE
COUNCILMAN KENNAN	AYE
COUNCILMAN FEDELE	AYE
COUNCILMAN MIDWOOD	AYE
COUNCILMAN MERWIN	AYE

This resolution was declared duly adopted on September 12, 2019.

Dated: September 12, 2019
Millerton, New York
LISA COPE
Town Clerk, Town of North East

Approval of the Soccer Contract for the 2019 Fall Season:

The Board is in receipt of the annual soccer contract with the Webutuck Youth Valley Soccer League. Supervisor Kaye said that this is a contract that we approve annual with this club.

On a motion by Councilman J. Midwood, seconded by Councilman Kennan the following was:

ADOPTED – AYES – 4 (Kaye, Campbell, J. Merwin, Midwood)
NAYS – 0

RESOLVED, to authorize Supervisor Kaye to sign 2019 soccer contract with the Webutuck Youth Valley Soccer League.

Supervisor's Report:

BUDGET ADJUSTMENT – Supervisor Kaye reviewed budget adjustment #5 for 2019.

A Fund – General Town-wide. There is an expense increase of \$203,827.00 less a revenue increase of \$203,827.00.

B Fund- General Town Outside. There is an expense increase of \$642.00 less a revenue increase of \$642.00.

DB Fund – Highway Town Outside. There is an expense increase of \$91, 198.00 less a revenue increase of \$91,198.00.

On a motion made by Councilman Fedele, seconded by Councilman Merwin, the following was:

ADOPTED - AYES - 5 (Kaye, Merwin, Fedele, Kennan, Midwood)
NAYS - 0

RESOLVED, to approve budget adjustment # 5 of 2019 as presented.

MONTHLY BILLS ABSTRACT/SPECIAL ABSTRACTS –

Supervisor Kaye presented a Special Abstract, dated August 27, 2019, totaling \$7,661.10 broken down as follows:

A Fund -	\$3,428.27
DB Fund -	\$4,143.92
Payroll T&A -	\$ 88.91
Total -	\$7,661.10

On a motion made by Councilman Fedele, seconded by Councilman Kennan, the following was:

ADOPTED - AYES - 5 (Kaye, Merwin, Fedele, Kennan, Midwood)
NAYS - 0

RESOLVED, to approve the Special Abstract, dated August 27, 2019, totaling \$7,661.10

Supervisor Kaye presented an Abstract, dated September 12, 2019, totaling \$341,716.64 broken down as follows:

A Fund -	\$192,017.58
B fund -	\$ 408.90
DB Fund -	\$123,814.97
Capital Projects H1	\$ 24,890.19
T&A2 Escrow	\$ 585.00
Total -	\$341,716.64

On a motion made by Councilman Kennan, seconded by Councilman Fedele, the following was

ADOPTED - AYES - 5 (Kaye, Merwin, Fedele, Kennan, Midwood)
NAYS - 0

RESOLVED, to approve the Abstract, dated September 12, 2019, totaling \$341,716.64

Voucher Committee for October 2019 –

The voucher committee for October will be Councilmen Midwood and Kennan.

Approval of Minutes from Previous Meetings:

The Town Board reviewed the minutes of September 4, 2019.

On a motion made by Councilman Kennan, seconded by Councilman Fedele, the following was

ADOPTED - AYES - 5 (Kaye, Merwin, Fedele, Kennan, Midwood)
NAYS - 0

RESOLVED, to accept the minutes of September 4, 2019

General Comment Period:

Eliot Ramos, a member of the CAC explained to the board that she would like to request some funds so the CAC would be able to purchase a bear proof composting bin to be located in the parking lot of the grocery store plaza. Ms. Ramos informed the board that she has already requested \$150.00 from the Village of Millerton. Having the composting bin is part of the climate smart communities' initiative. Smaller composting bins would be located in the municipal buildings and Ms. Ramos would come and empty those once a week into the one located over at the plaza. Ms. Ramos said the container is 259.00 and could pick it up in Litchfield where the company is located.

On a motion by Councilman Midwood, seconded by Councilman Fedele, the following was:

ADOPTED - AYES - 5 (Kaye, Merwin, Fedele, Kennan, Midwood)
NAYS - 0

RESOLVED, to expend \$130.00 towards the purchase of a composting bin.

Adjournment:

On a motion by Councilman Merwin, seconded by Councilman Kennan, the following was:

ADOPTED - AYES - 5 (Kaye, Merwin, Fedele, Kennan, Midwood)
NAYS - 0

RESOLVED, to adjourn the meeting at 7:45 pm.

Respectfully submitted,

Lisa M. Cope
Town Clerk

Approved: October 10, 2019