

**TOWN OF NORTH EAST
TOWN BOARD
REGULAR MEETING
SEPTEMBER 10, 2020**

Councilpersons present:

Supervisor Christopher Kennan
Councilman Ralph Fedele
Councilman George Kaye
Councilman John Midwood
Councilwoman Lana Morrison

Councilpersons absent:

The September 10, 2020 meeting was held live and by Zoom web conference at the North East-Millerton Library Annex.

Call to Order & Pledge of Allegiance:

Supervisor Kennan called the meeting to order at 7:02 p.m. and followed with the Pledge of Allegiance.

Roll Call:

Supervisor Kennan asked Clerk Wheeler for a roll call of Town Board members.

COUNCILMAN FEDELE:	HERE
COUNCILMAN KAYE:	HERE
SUPERVISOR KENNAN:	HERE
COUNCILMAN MIDWOOD:	HERE
COUNCILWOMAN MORRISON:	HERE

A quorum was present.

**RESOLUTION #1412020
Amend the September 10, 2020 Meeting Agenda**

RESOLVED, to amend the agenda by adding a recreation contract between the Village of Millerton and the Town of North East, a police contract between the Village of Millerton and the Town of North East, two items pertaining to the highway garage, and an additional speed study.

Motion by Councilwoman Morrison and seconded by Councilman Kaye.

AYES – 5 (Kennan, Fedele, Kaye, Midwood, Morrison)

NAYS – 0

The Resolution was adopted on September 10, 2020.

Supervisor's Comments:

- Supervisor Kennan mentioned the resignation of Court Clerk, Dorene Morrison.
- Bulk Trash was not held this spring, but the Town of North East is taking the lead this fall and planning on October 17, 2020 as the date.
- Dutchess County is hosting a forum to hear ideas from the public in the development of police reforms. Saturday, September 12, 2020, from 3:00 p.m. to 5:00 p.m., will be the forum for residents of Amenia, North East, Millbrook, Millerton, Pine Plains, Stanford, and Washington.

- The informational mailer was sent out and Supervisor Kennan recognized the efforts of Meg Winkler, Lori McGhee, and Stacey Moore.
- Meg Winkler was commended for her work with the census. The count will be ending at the end of September. The County's participation rate is 64.4%.
- The Town Board has received complaints about noise at the Millerton Gun Club. The Town has limited recourse in this matter.
- There are 250 active cases of COVID-19 in Dutchess County. The number is down from the spring.
- Tomorrow is the anniversary of 9/11 and a time to reflect on the lives lost. The Stanfordville Fire Department erected a memorial at their town hall to honor those lives.

Department and Committee Reports:

Police – Officer Rudin stated there were 25 incidents during August. The Village had 12 incidents resulting in one arrest and the Town had 13 incidents resulting in one arrest. The numbers are down compared to this time last year.

Highway – Superintendent Stevens presented his report.

RESOLUTION #1422020 Acceptance of Bid for Copy Machine

RESOLVED, to accept the bid of \$145.00 for the copy machine.

Motion by Councilman Fedele and seconded by Councilman Midwood.

AYES – 5 (Kennan, Fedele, Kaye, Midwood, Morrison)

NAYS – 0

The Resolution was adopted on September 10, 2020.

Assessor – Assessor Johnson was present via Zoom for questions.

Planning, Zoning & Building Dept. – Reports for Zoning Board of Appeals and the Building Department were submitted to the Town Board.

Town Clerk – Reports were submitted to the Town Board.

Town Board Committee Reports:

Highway – Councilman Kaye stated the project is on time and will be done by the end of the month. The next phase is the main garage. Supervisor Kennan and Councilman Kaye will review the Town of Stanfordville garage as it will be similar to the Town's garage. It will provide ideas and costs moving forward on that phase.

Police Services – Councilman Fedele mentioned the Town is waiting on the contract from the Village. Dutchess County's website has instructions on how to participate in the police reform forum.

Recreation – Councilwoman Morrison stated the new contract is for two years and will run from June 1, 2020 and expire on May 31, 2022.

Zoning Review Committee – Chairwoman Greenwood stated the Town Board has a copy of the Committee's report. Will Agresta, from Matthew D. Rudikoff Associates, was chosen for the planning consultant.

RESOLUTION #1432020

Approve Zoning Review Committee Contracting with Matthew D. Rudikoff Associates

RESOLVED, to approve the Zoning Review Committee to begin drawing up a contract with Matthew D. Rudikoff Associates.

Motion by Councilwoman Morrison and seconded by Councilman Kaye.

AYES – 5 (Kennan, Fedele, Kaye, Midwood, Morrison)

NAYS – 0

The Resolution was adopted on September 10, 2020.

RESOLUTION #1442020

Approve Zoning Review Committee's Use of 2020 ZBA Funds

RESOLVED, to approve use of \$15,000 in the 2020 ZBA project funds by the Zoning Review Committee in drawing up the contract and use by the Committee.

Motion by Councilman Fedele and seconded by Councilman Midwood.

AYES – 5 (Kennan, Fedele, Kaye, Midwood, Morrison)

NAYS – 0

The Resolution was adopted on September 10, 2020.

Presentation by Dutchess County Human Rights Commission/Daniel Goldhagen:

Daniel Goldhagen, Lance Ringel, and Jen Drake introduced the Commission. The goal is to develop a closer collaboration in sharing information and inform municipalities about the work and activities of the Commission. They also discussed current issues in the County and how the Commission can assist.

Approve Recreation Contract Between the Village of Millerton and the Town of North East:

RESOLUTION #1452020

Approve Recreation Contract Between the Village of Millerton and the Town of North East

RESOLVED, to approve the Town of North East – Village of Millerton Park/Recreation Program Contract.

Motion by Councilman Fedele and seconded by Councilman Midwood.

SUPERVISOR KENNAN	Voted AYE
COUNCILMAN FEDELE	Voted AYE
COUNCILMAN KAYE	Voted AYE
COUNCILMAN MIDWOOD	Voted AYE
COUNCILWOMAN MORRISON	Voted AYE

The Resolution was adopted on September 10, 2020.

Approve Police Services Contract Between the Village of Millerton and the Town of North East:

RESOLUTION #1462020

Approve Police Services Contract Between the Village of Millerton and the Town of North East

RESOLVED, to authorize the Supervisor to sign the police contract once the Town and Village attorneys have reviewed changes and the Village Board has had an opportunity to meet and approve the contract.

Motion by Councilwoman Morrison and seconded by Councilman Fedele.

SUPERVISOR KENNAN	Voted AYE
COUNCILMAN FEDELE	Voted AYE
COUNCILMAN KAYE	Voted AYE
COUNCILMAN MIDWOOD	Voted AYE
COUNCILWOMAN MORRISON	Voted AYE

The Resolution was adopted on September 10, 2020.

Supervisor Kennan mentioned the driveway at the new highway garage. The Highway Committee met with Superintendent Stevens and the Town's engineer to see if the Town's highway crew could do some of the work and reduce the cost. The engineer wrote up a split of the work and the cost reduced by nearly half. One Way Construction will not be doing the asphalt. Since the Town is already paving other roads this year, the Town could get a lower price on the asphalt through the contract with the State. The cost of asphalt was \$21,500 but is reduced to \$14,336.20 under the State contract.

RESOLUTION #1472020

Approve Proposal for Asphalt for Entrance to the Highway Garage

RESOLVED, to approve proposal of \$14,336.20 for asphalt for the entrance to the highway garage.

Motion by Councilman Kaye and seconded by Councilwoman Morrison.

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

The Resolution was adopted on September 10, 2020.

Supervisor Kennan mentioned the sand and salt building needs to be operational when there is a power outage. A transfer switch is required for the output from the portable generator to the electrical system in the two highway buildings. The Town Board felt a previous proposal from the contractor was high. A new proposal was received by James Schultz for supplying and installing a 200 amp fuse manual transfer switch in the amount of \$4,986.00 with a down payment of \$2,991.60.

RESOLUTION #1482020

Approve Proposal from James Schultz for 200 amp Manual Transfer Switch

RESOLVED, to accept the proposal from James Schultz for the manual transfer switch in the amount of \$4,986.

Motion by Councilman Kaye and seconded by Councilwoman Morrison.

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

The Resolution was adopted on September 10, 2020.

CPL did a speed study on Winchell Mountain Road. The Highway Committee also looked at Route 22 as an area posing a serious issue with excessive speed. The number of new buildings, intersections with other roads, and the new highway garage with truck activity in and out of the area, it would behoove the Town to ask for a speed study from Sawchuk Road down to the village line. CPL was asked to make a proposal for that speed study in addition to Winchell Mountain Road at a similar price of \$3,000.

RESOLUTION #1492020

Approve Request to CPL for a Speed Study on Route 22 from Sawchuk Road to the Village Line

RESOLVED, to approve asking CPL to do a speed study on Route 22 from Sawchuk Road to the village line.

Motion by Councilman Fedele and seconded by Councilman Kaye.

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

The Resolution was adopted on September 10, 2020.

Resolution to Accept a Local Law to Exceed the Tax Cap and to Set a Public Hearing:

Clerk Wheeler read the following:

RESOLUTION #1502020

TOWN BOARD OF THE TOWN OF NORTH EAST

RESOLUTION ACCEPTING A PROPOSED LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT FOR FISCAL YEAR 2021 PURSUANT TO GENERAL MUNICIPAL LAW §3-c FOR COMMENCEMENT OF THE LOCAL LAW ADOPTION PROCESS

WHEREAS, the Town Board has 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 2021; and

BE IT FURTHER RESOLVED, the Town Attorney has prepared a proposed local law to override the tax levy limit for fiscal year 2021 pursuant to General Municipal Law §3-c, and the same has been reviewed and approved by the Town Board members.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby accepts the proposed local law for the year 2020 entitled “Local Law to Override the Tax Levy Limit for Fiscal Year 2021 pursuant to General Municipal Law §3-c” for commencement of the local law adoption process; and

BE IT FURTHER RESOLVED, that the Town Board hereby schedules a public hearing on said local law to be held on October 8, 2020 at the NorthEast-Millerton Library Annex, at 7:20 p.m. and that the public hearing be duly noticed by the Town Clerk as required by law.

Motion by Councilman Midwood and seconded by Councilwoman Morrison.

SUPERVISOR KENNAN	Voted AYE
COUNCILMAN FEDELE	Voted AYE
COUNCILMAN KAYE	Voted AYE
COUNCILMAN MIDWOOD	Voted AYE
COUNCILWOMAN MORRISON	Voted AYE

This Resolution was adopted on September 10, 2020.

Resolution to Accept Water District Benefit Assessment Roll and Set Public Hearing:

**RESOLUTION #1512020
Accept Water District Benefit Assessment Roll**

RESOLVED, to accept the Water District Benefit Assessment Roll of 2020-2021.

Motion by Councilman Fedele and seconded by Councilman Kaye.

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

The Resolution was adopted on September 10, 2020.

**RESOLUTION #1522020
Set Public Hearing for the Water District Benefit Assessment Roll**

RESOLVED, to set the public hearing on October 8, 2020 at 7:30 p.m. at the NorthEast-Millerton Library Annex to approve the Water District Benefit Assessment Roll.

Motion by Councilman Midwood and seconded by Councilwoman Morrison.

SUPERVISOR KENNAN	Voted AYE
COUNCILMAN FEDELE	Voted AYE
COUNCILMAN KAYE	Voted AYE
COUNCILMAN MIDWOOD	Voted AYE
COUNCILWOMAN MORRISON	Voted AYE

The Resolution was adopted on September 10, 2020.

Motion to Approve Soccer Contract:

**RESOLUTION #1532020
Approve Soccer Contract**

RESOLVED, to approve soccer agreement with Webutuck Valley Youth Soccer League, Inc.

Motion by Councilman Midwood and seconded by Councilwoman Morrison.

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

The Resolution was adopted on September 10, 2020.

Motion to Approve NECC Contract:

**RESOLUTION #1542020
Approve NECC Contract**

RESOLVED, to approve the Town of North East and North East Community Council Recreation Hall and Social Services Contract in the amount of \$5,500.

Motion by Councilwoman Morrison and seconded by Councilman Kaye.

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

The Resolution was adopted on September 10, 2020.

Motion to Approve Issuance of an RFP for CSC Greenhouse Gas Emission Measurement:

Supervisor Kennan stated he wanted to hold the RFP until the next meeting.

Approval of Minutes of Town Board Meeting of August 13, 2020:

**RESOLUTION #1552020
Approval of August 13, 2020 Minutes**

RESOLVED, to approve the minutes of August 13, 2020.

Motion by Councilman Fedele and seconded by Councilwoman Morrison.

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

The Resolution was adopted on September 10, 2020.

Supervisor's Report:

Budget Adjustment –

**RESOLUTION #1562020
Approval of Budget Adjustment #5 of 2020**

RESOLVED, to approve Budget Adjustment #5 of 2020 as follows:

In A Fund – General Town-wide, there is an expense increase of \$2,522 minus an expense decrease of \$2,522 resulting in a net of \$0.

Motion by Councilman Kaye and seconded by Councilwoman Morrison.

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

The Resolution was adopted on September 10, 2020.

Monthly Bills Abstract/Special Abstracts –

**RESOLUTION #1572020
Approval of Abstract Dated September 10, 2020**

RESOLVED, to approve Abstract, dated September 10, 2020, totaling \$199,193.23, broken down as follows:

A Fund -	\$47,009.90
B Fund -	\$6,678.28
DB Fund -	\$63,656.66
Capital Projects H1	\$81,387.23
Escrow T&A2	\$297.50
Payroll T&A	\$163.66

Motion by Councilwoman Morrison and seconded by Councilman Midwood.

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

The Resolution was adopted on September 10, 2020.

**RESOLUTION #1582020
Approval of Special Abstract Dated August 25, 2020**

RESOLVED, to approve Special Abstract, dated August 25, 2020, totaling \$463,761.00, broken down as follows:

A Fund -	\$9,761.00
Capital Projects H1-	\$454,000.00

Motion by Councilman Fedele and seconded by Councilman Kaye.

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

The Resolution was adopted on September 10, 2020.

**RESOLUTION #1592020
Approval of Special Abstract Dated August 24, 2020**

RESOLVED, to approve Special Abstract, dated August 24, 2020, totaling \$417.77, broken down as follows:

A Fund -	\$417.77
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Motion by Councilman Midwood and seconded by Councilwoman Morrison.

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

The Resolution was adopted on September 10, 2020.

Voucher Committee for October 2020 –

The Voucher Committee for October is John Midwood and Lana Morrison.

Public Comment:

There were no comments.

Adjournment:

**RESOLUTION #1602020
Adjournment of September 10, 2020 Meeting**

RESOLVED, to adjourn the meeting at 8:37 p.m.

Motion by Councilman Kaye and seconded by Councilman Midwood.

AYES – 5 (Kennan, Fedele, Kaye, Midwood, Morrison)

NAYS – 0

The Resolution was adopted on September 10, 2020.

Respectfully submitted,

/s/

Gail J. Wheeler
Town Clerk

Approved: 10/08/2020