

January 17, 2008

Meeting of the Town Board on the above date at 7:30 pm.

All Board members were in attendance. Also attending were Atty. to the Town Replansky; Officer in Charge Lawson and sixteen members of the community. Supervisor called the meeting to order and the pledge was done.

Motion by Butler second by Gardner to approve the December 20, 2007 minutes; the January 3, 2008 minutes and the Town Clerks report for December 2007. 4-0 passed

Supervisors Report/ Correspondence/Public Comments - Supervisor stated he has contacted the Public Service Commission regarding the ongoing Optimum situation.

On Jan. 3rd and 10th he sent e-mail to the national customer service representative, he has not had a reply yet. He will have his secretary e-mail them weekly. (Councilman Keeler arrived at this time)

The 2006 and 2007 CAC annual reports were received and Supervisor stated that the CAC is looking for 2-3 volunteers. Supervisor reviewed the 07' report with all.

Joan Franzone addressed the Board regarding the fence at the beach/lake area. She gave a report to Atty. Replansky (to share with the Highway Superintendent) and stated the fence is unsightly and does not close. She stated that the Town may be breaking the attractive nuisance law and the Seqra law. Franzone gave copies of the report to the Supervisor, Liberta Bros. and the head of Building and grounds at the School.

Franzone urges the Board to save Pine Plains' greatest asset.

Jane Waters – Jane said she feels that the two month long period for public comment is not enough regarding the DEIS for the Carvel project and is distressed that there is only one public hearing on a Friday night and none on a Saturday.

Reply was that Nan gave the Planning Board a list of dates for them to check. Jane asked if there is any way the dates can be changed. Supervisor said not by the Town Board.

Supervisor read the notice from the Association of Towns regarding the school in February and said if any one is interested in going to give their information to his secretary by Jan.29, 2008. The Board decided the Supervisor will be the Voting Delegate if he attends.

Motion by Gardner second by Keeler to pay General bills #12-41, PPWIA bills #42-44 and Highway bills #45-59. 5-0 passed.

Highway Superintendent report – Harpp is not here tonight – readying for the storm and have been busy with storms.

PPWIA report – Supervisor stated Ray Jurkowski could not be here tonight.

Police Dept. report – All were given the November and December monthly reports and Lawson stated the breathalyzer they are receiving from a grant should be here soon.

Public Hearing – Moratorium Extension – Supervisor Pulver read the legal notice and opened the hearing at 8:00pm.

Susan Crossley – is in support of the extension for as long as the Board feels it needs.

Ray Reed – Agrees with Susan and feels it is to our advantage to extend.

Jane Waters – Also in support of the extension and asked if the Planner is also reviewing the Site Plan Law, Sub-division Regulations and the Planning Board Design Standards.

Councilman Butler responded – the bulk of the Site Plan Law will disappear – it is in the proposed zoning. The Sub-division regulations will be a discussion tonight – we need to update them,

Jane – what about the Design Standards – Butler – they will be an Appendix to the Site Plan Law.

The Sub-division Regulations could be passed after the Zoning Law.

James Mara – supports and agrees with the previous speakers.

Sandra David – in support also.

Joan Franzone – also supports extension and asked where we would introduce something for the Recreation. Supervisor said to go to the Recreation Committee first –they meet the second Tuesday of the month.

Motion by Gardner second by Keeler to close the Public Hearing. 5-0 passed.

Motion by Gardner second by Keeler to adopt proposed Local Law #1-08 as presented. 5-0 passed.

Supervisor introduced Gretchen Stevens from the Hudsonia group stating that this habitat project that she will be discussing has been done in neighboring Towns.

Gretchen stated she is a Botanist with Hudsonia and that she would like to do this project for Pine Plains. She then gave her presentation and a slide show. She said they would do the maps as well as a written report. Nava Tabak and Kristen Bell also from Hudsonia spoke regarding the project. Gretchen said this would also be useful for Town wide planning and site proposals. There would be no cost to the Town; it is funded by The Tribute Gardens and the Dyson Foundation.

Supervisor stated he sees no down side to doing this. Resident Joan Franzone asked how long it will take to complete. Gretchen replied a little over a year. The Carvel site would be excluded. Supervisor asked if the Carvel map would be included. They will need to check into that more before giving an answer. Franzone asked if rare species would be part of the project. Gretchen said no – it takes to long.

James Mara – Town Assessor asked if it could be used for Tax Conservation Easement purposes. Atty. to the Town Replansky said yes.

Supervisor asked Gretchen what they need from us to proceed. Gretchen said help contacting the land owners or other map sources that you have. Atty. Replansky asked if a contract is needed. Gretchen said no – a verbal is fine.

Motion by Gardner second by Couse to approve the Hudsonia habitat project for the Town of Pine Plains, 5-0 passed.

Gretchen said thank you they are looking forward to doing this for us. Atty. Replansky said he would like to see the Carvel property incorporated into this project. Kristen agreed it would be useful and they will look into that. It should be noted that this would also be useful to Planner Stolzenburg and the Planning Board.

Atty. to the Town Report – Supervisor noted that Planning Board member Brian Coons is being deployed and there will be a vacant seat on the Planning Board. Replansky said that a Local Law can be created to designate an alternate – he will check this out and compose one.

Councilman Butler stated there may already be such a Law on the books. Replansky said he would need to see it. Supervisor said we may want two seats – one for an appointment and one for an alternate.

Councilman Butler said he want a seat for Brian Coons when he returns home.

Supervisor said we are under a time constraint and that six people have expressed an interest in serving.

Motion by Gardner second by Keeler to hold a Special meeting on January 31, 2008 at 7:30pm to appoint a Planning Board member. 5-0 passed.

Other – Supervisor informed the Board that the Episcopal Church is requesting a variance from the moratorium. They are not creating more than a 20% increase, not more than 4000 square foot threshold and it is for an expansion of the Church. They want to convert the barn into a Thrift Shop and use this proposed pre-fab building for storage. He does not feel a variance is required. Board agrees. Pulver will send a letter to the Planning Board Chairman stating this.

Atty. Replansky said he looked over the proposed “Cold War” Local Law regarding Veterans it is all fine.

Motion by Gaardner second by Keeler to hold a Public Hearing Feb. 21, 2008 on said Local Law. 5-0 passed.

The Board asked Replansky if he has received the Bond back from Global. He stated – not yet.

Building Inspector Report - All Board members have.

Motion by Keeler second by Gardner to go to executive session regarding personnel. 5-0 passed.

Motion by Keeler second by Gardner to resume order of business upon returning from executive session. 5-0 passed.

Motion by Butler second by Gardner to approve a \$1.00 an hour raise for the Planning Board Secretary. 5-0 passed.

Motion by Keeler second by Gardner to adjourn. 5-0 passed

Town Clerk

Supervisor_____

Councilman_____

Councilman_____

Councilman_____

Councilman_____