

January 21, 2010

Meeting of the Town Board on the above date at 7:30pm. All Board members were present. Also attending were the Atty. to the Town Replansky, Officer in Charge Lawson (OIC), the reporter from the Millerton News and 35-40 members of the community.

Supervisor Pulver called the meeting to order and the Pledge was done.

Motion by Keeler second by David to accept the Town Clerks monthly report for Dec. 2009. 5-0 passed.

Motion by Couse second by Keeler to accept the minutes of Dec.17,2009 and Jan.7,2010 as submitted. 5-0 passed.

Public Comments – Jane Waters gave Board members a copy of an article from the Millbrook Independent regarding year end real estate statistics.

Susan Crossley stated that at the last meeting Councilman David asked about appointing an alternate ZBA member- Kathleen Augustine, and wanted to know if the Board will be doing that. Atty. Replansky said we do not have a local law for that we would need to enact one. Councilman David handed out some performance standards for the Boards review that she compiled.

Supervisor said we will have Replansky draft a local law regarding an alternate ZBA member.

Replansky asked if a ZBA meeting date has been set yet as it has to be set by a Board Resolution. Have they met? Supervisor replied no. Replansky said training requirements are needed and Supervisor said there are a lot of in house trainings available.

Joan Redmond asked if the CAC members will be addressed. Pulver said yes.

Motion by Keeler second by Couse to pay PPWIA bills #28-35, Highway bills #36-53 and General bills #54-83. 5-0 passed.

Motion by Keeler second by Lyons-Chase to appoint Supervisor Pulver the Town Delegate to the Assoc. of Towns meeting in NYC. 5-0 passed.

Motion by Lyons-Chase second by Keeler to approve the Street light request (on file) for Meusel Road. 5-0 passed.

Motion by Keeler second by Couse to appoint the following Emergency Interim Successors for 2010 for the Town : Dorean Gardner,Robert Couse and George Keeler. 5-0 passed.

CAC draft Street Tree Regulations were given to the Board. Supervisor said we will have Replansky review these. (Copy on file) Joan Redmond stated that this would only be used for "street trees". Supervisor said other than #4 on the list it seems fairly reasonable.

CAC Chairman Tom Kelly informed the Board they have three people interested in membership and asked for the Boards approval.

Motion by Lyons-Chase second by David to appoint Suzanne Ouellette, David Silvert and Susan Crossley to the CAC. 5-0 passed.

NND pre-application for the Carvel property development - Alexander Durst, Atty. Jennifer Van Tyle and Dan Stone were here representing Dursts. Copies of the NND pre-application were given to all Board members, Atty. Replansky, Town Engineer Jurkowski and will be given to the Consultants by them. Alexander Durst VP of Durst gave a presentation to the all present and explained the changes that were made to conform to our newly adopted Zoning. He said this need to be phased in slowly over a long period of time; he hopes the Town keeps an open mind and gives them the opportunity to state their case.

Dan Stone presented and explained the sketch plan for this project and stated that there is a forty (40%) percent decrease from their original plan.

Durst Atty. Jen VanTyle talked about the process and pre-application requirements. She said the NND creates a lengthy review process. She noted Durst pre-application is being presented to the Planning Board on Feb.10, 2010. She request a joint meeting be held with Durst, Planning Board and town Board on March 3,2010 and said when the pre-application is concluded they will digest all comments they have received and then come back to the Town Board with the full application.

A "CD" was given to the Town Board that has everything on it that is in the pre-application and this can be put on the Town web site.

Atty. to the Town Replansky said that all the Town Consultants will be seeing this for the first time tomorrow; they will have a conference call Monday morning and then meet to discuss it with the planning Board and Town Board before March 3<sup>rd</sup>. Then we can schedule a joint meeting for March 15, 16 or 17, 2010. Supervisor said we will try to do this process as quickly as possible and get it out to the public.

Atty Replansky stated that Board members should not email each other with comments or concerns they should email him or the Town Consultants.

Atty. Replansky said the consultant agreement received from Nan Stolzenburg is fine – the Board can review and vote on at the next meeting the Tim Miller contract and the Durst Escrow account agreement. The escrow agreement requires \$70,000 with credit for the six thousand plus that is already in there.

Durst Atty. Van Tyle stated the code speaks in terms of one meeting – she said they will be flexible, they will accept one list or individual lists from the Board – they want to co-operate. Supervisor stated that the Board wants to get to the application as soon as possible also.

Alexander Durst thanked the Board for their time.

Highway Superintendent Report - Supervisor gave report – they have used three less loads of sand per storm this year trying to respond to peoples requests, they are working on the trucks and holding off on any tree cutting..

PPWIA Report – Supervisor gave report – there is a leak at the Memorial Hall and repairs are being worked on.

Police Dept. Report – All have.

Recreation Report – All have. Lyons-Chase asked about the Triathlon. Supervisor said it is being worked on, they have date and some funding.

Building Inspector Report - All have.

Atty. to the Town Report - Replansky addressed the “affordable housing” issue. He said Ann Saylor has been away, he has more information on the agreement with her.

He asked for a committee to be appointed to meet with her to work on developing laws and regulations for affordable housing. This will be done at the next Town Board meeting.

He said he has also started reviewing the Request for Proposal (RFP) for Real Property Assessment. Supervisor said we don’t want to rush it, he does not see getting it done this year with everything else that is going on. Lyons-Chase stated she feels it is important to get done.

Other- Questions- Public Comment – a letter was received from Central Hudson regarding rate increase, Supervisor announced that the Town Hall will be closed January 26 & 27 due to a Jury trial. The Assessors Office and Building Inspectors Office will both be open.

Supervisor said copies will be given to the Board members of Local Laws regarding Senior Citizen and Disability exemptions. He read a letter to all from Renee’ Meryman regarding use of the left side old library building and gave a copy of the same to the Board members. He has concerns and may need the Atty. to the Towns advice- we will discuss this in executive session regarding legalities.

Public Comment – Lyons-Chasse said we should review our Ethics Committee.

S. David asked about the Liaison list. Supervisor said he will give all Board members a copy to review.

Motion by Keeler second by Lyons-Chase to go to executive session regarding personnel and legalities. 5-0 passed.

Motion by David second by Keeler to return to regular order of business. 5-0 passed.

Motion by Couse second by Keeler to appoint Herman Haire Officer in Charge (OIC) with a six (6) month probationary period for 2010. 5-0 passed.

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

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Town Clerk

Supervisor \_\_\_\_\_

Councilman Keeler \_\_\_\_\_

Councilman Couse \_\_\_\_\_

Councilman Lyons-Chase \_\_\_\_\_

Councilman David \_\_\_\_\_