

PATTERSON TOWN BOARD MEETING  
PATTERSON TOWN HALL  
1142 ROUTE 311  
PATTERSON, NEW YORK 12563  
June 25, 2014

MINUTES

PRESENT: MICHAEL GRIFFIN, SUPERVISOR  
KEVIN BURNS, COUNCILMAN  
CHARLES W. COOK, DEPUTY SUPERVISOR  
ROBERT MCCARTHY, COUNCILMAN  
ANTOINETTE KOPECK, TOWN CLERK  
MICHAEL LIGUORI, TOWN COUNSEL

ABSENT: PETER DANDREANO, COUNCILMAN

Salute to the Flag and Roll Call.

Supervisor Griffin called the Patterson Town Board meeting to order at 7:00 p.m. with 12 in attendance.

AUDIT OF BILLS

Mr. Cook made a **motion** to accept Abstract No. 11 as written:

General Fund \$38,874.24, Highway Fund \$13,509.97, Putnam Lake Fire District \$195,450.00, Waste Water Treatment Plant \$27,462.16, Putnam Lake Light District \$1,103.73, Patterson Light District \$1,061.51, Patterson Refuse District #2 \$78,064.23, Patterson Park District \$13,092.73, Putnam Lake Park District \$1,362.60, Alpine Water District \$725.00, Dorset Hollow Water District \$1,039.46, Fox Run Water District \$4,600.28, Trust & Agency \$3,924.70, Grand Total Abstract \$380,270.61.

Seconded by Mr. Burns. Roll Call Vote: Mr. Burns, yes; Mr. Cook, yes; Mr. McCarthy, yes; Mr. Griffin, yes.

ROBERT MCCARTHY

RECREATION CENTER LIGHT - REPLACEMENT

Mr. McCarthy made a **motion** to approve "Wired Up Electrical" to replace the light at the Recreation Center in an amount not to exceed \$2,935.00.

Seconded by Mr. Cook. All In Favor: Aye. Carried.

RECREATION REQUEST(S)

Mr. McCarthy made a **motion** to purchase hooded sweatshirts and "T" shirts from Steve Dinucci for the Recreation Center in an amount not to exceed \$758.00.

Seconded by Mr. Burns. All In Favor: Aye. Carried.

Mr. McCarthy read a memo from Matt Chibbaro regarding Veronica Roche, Chris Santos, Genevieve Langlois and Marcus Chasse working more than 17.5 hours a week during the summer camp season.

Mr. McCarthy made a **motion** to approve the above noted from Matt Chibbaro.

Seconded by Mr. Cook. All In Favor: Aye. Carried.

MICHAEL GRIFFIN

BUILDING DEPARTMENT REQUEST – OFFICE COVERAGE

Mr. Griffin made a **motion** to approve the request from Nicholas Lamberti, Building Inspector to have David Raines, Fire Marshal/Code Enforcement Officer cover the Building Department from June 30, 2014 to July 6, 2014 until Robert McCarthy assumes the position on July 7, 2014.

Seconded by Mr. Cook. All In Favor: Aye. Carried.

GALLO LETTER – AIR QUALITY

Mr. Griffin stated we received a letter from Ella Gallo regarding the barbecue establishment that is behind her house on Fairfield Drive. The smell and smoke that is being emitted is affecting her physically and she is in ill health. She has asked us to look into this matter.

Mr. Griffin stated I asked the Planning Board and Building Department for an opinion. The bottom line, according to the Code Enforcement Officer, he doesn't see any violations out there that are enforceable. The Health Department approved the restaurant. According to the Building Inspector, it does not violate zoning, building or property maintenance codes. He doesn't see that there is any code enforcement available through his office.

Ms. Dede Lifgren stated we sent a letter a week ago to the Planning and Building Departments, and I just heard from Mr. Rogan that they didn't receive it. I understand that, but from what you are describing tonight, it is upsetting because no one came to our property to see what effects these had. I received a call from Mrs. Gallo this morning and she asked me to relay how severe the impact is on her, but she said that the noise, smoke and odor is affecting her health to the point of nausea and vomiting. We have smoke, fumes, and noise 24 hours a day. It runs all night long and all day long. We have photographs from all the smoke that is coming out and there is so much discharge we cannot leave our windows open at night. I fail to understand how the Building Department can say this is not impacting the neighborhood. I invite anyone to come over at 2:00 a.m. to see what it smells like. We have lived next to a commercial area since 1988, and we have never had such impact. We all know that BBQ smoke is very intense.

Conversation ensued.

Mr. Griffin stated what I would suggest is Bob, since this is going to land in your lap on July 7, 2014, why don't you sit down with Mr. Liguori and Mr. Williams and see what course of action you might find possible. Perhaps you can go to the business owner.

Mr. Liguori stated Bob and I will sit down and take a look at Nick's letter and go back to the code. Dede, I have your letter.

Mr. Cook stated can I ask you not to wait until July 7<sup>th</sup>. Bob is a Councilman and he can operate that way.

Ms. Lifgren stated I understand from their point of view, but what about our point of view.

Mr. Liguori stated you can always hire a lawyer and bring action that way.

Ms. Lifgren stated I appreciate that.

Mr. Jeff Bode stated I read the Zoning Code for Patterson for all the Districts and they all said the same thing about a business not being able to make noise, emit smoke, fumes etc.

Mr. Liguori stated I think we have enough information between the two letters where we can take a look. I can't promise anything, but we can certainly commit to you that we will reexamine the current letter that the Board has been presented with.

Ms. Lifgren stated thank you.

METRO-NORTH RAILROAD LETTER – RADIO TOWER

Mr. Griffin stated they are going to be putting up a 120 foot monopole alongside the railroad tracks just north of Route 164 on Metro-North property. This monopole will support the new MTA police radio system in Metro-North's service territory. If you would like more information on this, please contact my office and we will get you the information.

Mr. Cook stated they don't have to go before the Planning or Zoning Board.

Mr. Griffin stated as far as I know, towers of this sort, which are considered part of the Metropolitan National Interoperability/Mutual Aid Channels, will improve safety during emergency operations and natural disasters, provide joint training and enhance communications for first responders, including all levels of government, from localities to federal entities.

KEVIN BURNS

PLAB - UPDATES

Mr. Burns stated there will be a Luau Party for adults at Warren Beach from 7:00 p.m. to 12:00 a.m. Rain location is Sacred Heart Church Hall. Tickets are \$35.00.

Mr. Burns stated I have a memo from Pat Ploeger regarding Putnam Lake parking signs. They are asking for some direction as to where they should be placed. I don't know if we are in a position to respond to this email.

Mr. Griffin stated my bigger concern is what she wants on the sign.

Mr. Burns stated "No Parking".

Mr. Griffin stated and "Residents use the Park Land Only, Putnam Lake PD".

Mrs. O'Connor stated Park District.

Mr. Griffin stated but most people would assume that it is the Police Department and we don't have one of those. I would ask the Planner for some input on this.

Mr. Burns stated ok, we will get back to you at the next meeting.

CONFERENCE REQUEST(S)

Mr. Burns made a **motion** to approve a conference request as submitted for the New York Association of Tax Receiver's. I note; a partial scholarship is covering the cost of the attendance.

Seconded by Mr. Cook. All In Favor: Aye. Carried.

BUDGET TRANSFERS

Mr. Burns made a **motion** to approve Budget Transfer No. 21, 22, and 23.

Budget Transfer No. 21

From: SPL.7110.400	Parks Contractual	(\$11,020.00)
To: SPL.7110.100	Parks Payroll	\$ 9,900.00
SPL.9030.800	Employee Benefits – Social Security	\$615.00
SPL.9035.800	Employee Benefits – Medicare	\$145.00
SPL.9040.800	Employee Benefits – Worker's Compensation	\$360.00
Expense Accounts		

Budget Transfer No. 22

Increase:	H.0902	Fund Balance Designated Capital Project	\$14,100.00
		Fund Balance	
Increase:	H.1620.200	Building Equipment & Capital Outlay	\$14,100.00
		Expense Account	

Budget Transfer No. 23

Increase:	DA.2389	Miscellaneous Other Government	\$260,000.00
		Revenue Account	
Increase:	DA5130.200	Highway Equipment & Capital Outlay	\$260,000.00
		Expense Account	

Seconded by Mr. Cook. All In Favor: Aye. Carried.

AWARD DIESEL BID

Mr. Burns introduced the following **Resolution for Acceptance of Diesel Bid for Highway Department:**

**R-0614-03**

WHEREAS, the Town Board of the Town of Patterson has duly advertised for bids to purchase various materials and services for the Highway Department of the Town of Patterson, including a bid for diesel fuel; and

WHEREAS, the Town Board of the Town of Patterson did not previously accept a bid for diesel fuel, and instead resolved to use the OGS designated vendor for the procurement of diesel fuel; and

WHEREAS, by Memorandum from the Town Highway Superintendent dated June 19, 2014, the Town Board was advised of an issue with the OGS designated vendor for diesel fuel, and the Town Highway Superintendent has recommended that the bid now be awarded to Stormville Oil;

WHEREAS, by letter from Stormville Oil dated June 19, 2014, Stormville Oil has agreed to honor the price set forth in its bid for diesel fuel dated March 10, 2014;

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Patterson hereby accepts the bid of Stormville Oil for diesel fuel, at the prices set forth in its bid dated March 10, 2014, a full and complete copy of which is annexed hereto and made a part hereof; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Patterson hereby authorizes and directs the Town Supervisor and/or the Town Highway Superintendent to award the bids as herein provided for to the Successful Bidders and to execute any and all documents as may be necessary to give full effect to this Resolution.

Seconded by Mr. Cook. All In Favor: Aye. Carried.

PETER DANDREANO

ABSENT

CHARLES COOK

ADVERTISE – ZONING BOARD OPENING

Mr. Cook made a **motion** to authorize the Town Clerk to advertise for an opening on the Zoning Board.

Seconded by Mr. Burns. All In Favor: Aye. Carried.

SENIOR TRIP REQUEST

Mr. Cook made a **motion** to approve the request from the Putnam Lake Senior's to take an extensive luncheon cruise, as submitted.

Seconded by Mr. Burns. All In Favor: Aye. Carried.

EXECUTIVE SESSION - PERSONNEL

Mr. Cook made a **motion** to defer his Executive Session – Personnel until the end of the meeting.

Seconded by Mr. Burns. All In Favor: Aye. Carried.

OTHER BUSINESS

Mr. McCarthy made a **motion** to approve the Duffle Bag to reserve the Recreation Center for Saturday, July 26, 2014 for the All American Concert sponsored by the Duffle Bag of Patterson and the afternoon and evening of August 6, 2014 sponsored by the American Veterans Historical Music of Putnam County at no charge. There is no fee being charged for the concerts.

Seconded by Mr. Cook. All In Favor: Aye. Carried.

Mr. Cook stated today I witnessed the delivery of the emergency back-up generator and I was wondering if we could get an update from the Town Planner.

Mr. Williams stated yes, it arrived today. We are planning on hooking it up this weekend. On Friday between 4:30 p.m. and 6:00 p.m. they will be here and kill the power to the building. The power will be off until Monday morning when they come back and turn it back on. During that time, we will make the connection between the generator and our panel taking out the old ATS switch.

Mr. Cook stated did we ship the previous one.

Mr. Williams stated the previous one is already down at the Sanitation Department. Most of the lines have been run and we are just waiting for Russ, who was gracious enough to put the concrete pad in for the propane tank.

Mr. Cook stated so the one for Town Hall could be operational by the end of next week.

Mr. Williams stated I'm hoping, if we can get the gas company in.

Mr. Burns stated I realized it is Mr. McCarthy's last day on the job with the Town Board, and I think we should acknowledge that, and I will personally acknowledge that I have enjoyed working with you, and I look forward to working with you as the Director of Code Enforcement. It's been a pleasure working with you.

Mr. Cook stated I second that. It was a pleasure running with you, it was a pleasure serving with you and I look forward to working with you in your new capacity. I wish you lots of luck and best wishes.

Mr. McCarthy stated thank you very much. I look forward to this new endeavor. Nick brought me up to speed and I have a great crew to work with and a great Town Board. It was a pleasure working with you guys.

PUBLIC RECOGNITION

Mr. Edmond O'Connor stated there is an event taking place this Saturday at the field outside of Sacred Heart Church. It is called "Rock on the Lawn". We have four (4) different music groups. Everything from a rock and roll group to a country western group and I know an Irish group. It will take place from 11:00 a.m. until 5:00 p.m. It's free.

EXECUTIVE SESSION PERSONNEL

There being no further business, Mr. Cook made a **motion** to go into Executive Session at 7:40 p.m.

Seconded by Mr. Burns. All In Favor: Aye. Carried.

Mr. Burns made a **motion** to close Executive Session at 8:20 p.m.

Seconded by Mr. Cook. All In Favor: Aye. Carried.

Mr. Griffin called the meeting back to order at 8:20 p.m.

ADJOURNMENT

There being no further business, Mr. McCarthy made a **motion** to adjourn the Town Board meeting at 8:20 p.m.

Seconded by Mr. Burns. All in favor: Aye. Carried.

Respectfully Submitted,

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Antoinette Kopeck, Town Clerk