

PATTERSON TOWN BOARD MEETING  
PATTERSON TOWN HALL  
1142 ROUTE 311  
PATTERSON, NEW YORK 12563  
July 13, 2016

MINUTES

PRESENT: RICHARD WILLIAMS, SR., SUPERVISOR  
KEVIN BURNS, COUNCILMAN  
CHARLES W. COOK, DEPUTY SUPERVISOR  
SHAWN ROGAN, COUNCILMAN  
ANTOINETTE KOPECK, TOWN CLERK  
DONALD M. ROSSI, TOWN COUNSEL

ABSENT: PETER DANDREANO, COUNCILMAN

Salute to the Flag and Roll Call.

Supervisor Williams called the Patterson Town Board meeting to order at 7:00 p.m. with 19 in attendance.

PRESENTATION – THE MILE-A-MINUTE PROJECT OF THE HUDSON VALLEY

Thank you so much for letting me present tonight. My name is Christine and I am from Bear Mountain State Park, but I work with the Palisades Interstate Park Commission. Some of my work is actually up at Cranberry Mountain, which is right around the corner. What I would like to talk about today is Mile-A-Minute, which is an invasive vine that some of you may recognize in the community.

An invasive plant is any plant that isn't native. That is not always a bad thing, but when an invasive plant makes it to another part of the world or the country, it tends to take over. If it can take root, it tends to be pretty hardy, it takes over and then you have something like monoculture, where other native plants have trouble growing, because you have one thing taking over.

Mile-A-Minute is the one that I'm focusing on. I am the Invasive Species Coordinator, but Mile-A-Minute is my main project this summer. It has these very perfectly triangle leaves. We are just getting to the part of the year where we will start to see (inaudible) sea pods. They look like tiny little pale green peas. They will eventually turn the color of pale blueberries. They are a little prickly. They are called mile-a-minute because they can grow really, really fast and get all over the place. It is easy to pull-out, but it grows so fast and grows over everything. It can block out sunlight and compete with nutrients. That is why it is so important to tackle this.

We are working with a Bio-control Agent, which is any wild life is used to fix wild life problems. In this case, they are called weebles. These weebles are little orange bugs that are half the size of a tick. They eat exclusively mile-a-minute. Hand pulls are somewhat effective, but there is so much of it. In 2009, we received permission to start with them in New York. We had a dozen sites where we released them. One site was Cranberry Mountain. Since then, every year during the summer, the Invasive Species Coordinator monitors it to see how they have been doing. So far, so good. The weebles can only do so much. There is always going to be a need for hand pulls.

The reason I'm here tonight, is if you have mile-a-minutes anywhere in your community, we want you to report it. There is a software called "I Map Invasives". It's one central database where you can put any information about all invasives. It's accessible to anyone. I have a form I will email to the Board. Does anyone have any questions.

Mr. Burns stated I have it in my front yard. I never saw it, and then it just appeared two years ago.

Christine stated it is an annual, so the plants die at the end of every year, but the seeds are viable for seven (7) years. It's very possible for them to come back. The weebles are the best to use to get rid of them.

Mr. Rogan stated even though you are focusing on mile-a-minute, what about other invasives like bittersweet.

Christine stated its emerging and we have a Bio-Control Agent, so we have an effective way to work on it. That is why we are focusing on mile-a-minute, because we have the tools and it is manageable. Bittersweet is everywhere, black swallower is everywhere. It would be a moot point to try to eradicate it, so we are working on what we can.

Mr. Rogan stated what is the proper disposal of mile-a-minute.

Christine stated it depends on the time of year, because we don't have that many sea pods yet, if you just pull it up and leave it, it will die. It's not that hardy for an invasive.

#### PUBLIC HEARING – DOG CONTROL

See Public Hearing minutes.

#### PUBLIC HEARING – PUTNAM WINE & FOOD FESTIVAL

See Public Hearing minutes.

#### REPORTS

Mr. Cook made a **motion** to approve the reports as read:

Code Compliance - May  
Code Enforcement - May  
Dog Control Officer - May  
E.C.I.- May  
Putnam Lake Fire Dept. - None  
Patterson Fire Dept. - None  
Putnam Lake Park District Maintenance - None

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

#### SUPERVISOR REPORTS

Mr. Cook made a **motion** to approve the Supervisor's Report for the month of February, March and April.

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

#### MINUTES

Mr. Burns made a **motion** to approve the following minutes:

Town Board Meeting Minutes – May 25, 2016  
Town Board Meeting Minutes – June 8, 2016  
Town Board Meeting Minutes – June 22, 2016

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

#### AUDIT OF BILLS

Mr. Cook made a **motion** that the Town Board accept Abstract No. 12 as written:

General Fund \$97,932.05, Highway Fund \$69,471.47, Putnam Lake Fire District \$54,388.40, Patterson Fire District \$136,377.60, Waste Water Treatment Plant \$19,126.01, Patterson Light District \$22.46, Putnam Lake Refuse District #1 \$16,859.92, Patterson Refuse District #2 \$22,371.41, Deerwood Drainage District \$18.36, Patterson Park District \$1,569.59, Putnam Lake Park District \$3,175.86, Alpine Water District \$1,222.56, Dorset Hollow Water District \$1,310.80, Fox Run Water District \$1,223.53, Trust & Agency \$5,584.10, Grand Total Abstract \$430,654.12.

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

PETER DANDREANO

ABSENT

CHARLES COOK

FLEX/COMP TIME DISCUSSION

Mr. Cook stated we will table this until further notice.

CHIPS FUNDING

Mr. Cook stated we received an email from Senator Terrance Murphy advising us that the Town of Patterson will be receiving Consolidated Local Street and Highway Improvement Program (CHIPS) money in the amount of \$166,221.61.

ADOPTION OF LOCAL LAW – DOG CONTROL

Mr. Cook introduced the following **Resolution of Adoption Local Law No. 4 of 2016 – Dog Control:**

**R-0716-01**

WHEREAS, an amendment to Patterson Town Code Chapter 76, entitled "Dogs", has been introduced before the Town Board of the Town of Patterson, as Local Law I-4 of 2016, and

WHEREAS, a public hearing was held on July 13, 2016, upon notice duly published and posted, and

WHEREAS, public discussion was heard at such hearing concerning the merits of said introductory local law, and

WHEREAS, the Town Board of the Town of Patterson wishes to amend Chapter 76, entitled "Dogs", which amendment will revise the penalties for a violation of Chapter 76, provide for additional enforcement and provide for general revisions to enhance administration of the Chapter, and

WHEREAS, in accordance with Article 8 of the Environmental Conservation Law (the State Environmental Quality Review Act) and 6 NYCRR Part 617 of the implementing regulations the action under consideration constitutes an UNLISTED ACTION, and

WHEREAS, the Town Board of the Town of Patterson has reviewed the Environmental Assessment Form submitted for the adoption of the amendment to Chapter 76, "Dogs", as well as other supporting documentation for the project.

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Patterson hereby finds that the proposed action will not result in a significant adverse environmental impact for the following reasons:

1. The proposed local law will not create a substantial adverse change in existing air quality, ground or surface water quality or quantity, or noise levels.
2. The proposed local law will not create a substantial increase in potential for erosion, flooding, leaching or drainage problems.
3. The proposed local law will not create a substantial increase in traffic or the use of existing infrastructure.
4. The proposed local law will not create a removal or destruction of large quantities of vegetation or fauna, nor will there be any significant impacts on habitat areas.
5. The proposed local law will not create a significant impairment of the character or quality of important historical, archeological, architectural, or aesthetic resources
6. The proposed local law will not create a significant impairment of existing community or neighborhood character; and

BE IT FURTHER RESOLVED, that the Town Board pursuant to 6 NYCRR Part 617.7 issues a NEGATIVE SEQRA Determination; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Patterson hereby amends Chapter 76, entitled "Dogs" in the form and manner as provided below, which amendment will revise the penalties for a violation of Chapter 76, provide for additional enforcement and provide for general revisions to enhance administration of the Chapter, and

BE IT FURTHER RESOLVED, that Introductory Local Law I-4 of 2016 of the Town of Patterson is hereby enacted by the Town Board of the Town of Patterson as Local Law 4 of 2016 of the Town of Patterson, and

BE IT FURTHER RESOLVED, that a true copy of the law is attached hereto and made a part hereof.

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

SHAWN ROGAN

PUBLIC ASSEMBLY PERMIT – PUTNAM COUNTY WINE AND FOOD FESTIVAL

Mr. Rogan introduced the following **Resolution Authorizing Issuance of Assembly Permit for Putnam County Wine and Food Festival:**

**R-0716-02**

WHEREAS, the Town Board duly received an application from Lauren Drummond of Greenergy Production, LLC (the "Applicant") as required by Chapter 51 of the Patterson Town Code requesting a public assembly permit to host the Putnam County Wine and Food Festival (the "Festival") at Beaver Creek Equestrian Center, 683 Route 311, Patterson, New York on August 6 through August 7, 2016; and

WHEREAS, the Town Planner reviewed the application and requested certain modifications, all of which have been agreed to by the Applicant; and

WHEREAS, the Town Fire Inspector, David I. Raines, reviewed the application and recommends that the Town Board approve the application and issue a permit for the Festival; and

WHEREAS, a public hearing was held on July 13, 2016, upon notice duly published and posted; and

WHEREAS, public discussion was heard at such hearing concerning the aforementioned application at which time all interested persons were provided the opportunity to be heard; and

WHEREAS, after reviewing the application and all accompanying documentation, the Town Board desires to issue the public assembly permit.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Patterson hereby authorizes the issuance of a public assembly permit to the Applicant for the Festival subject to (i) compliance by the applicant with all terms and conditions of the application, as amended, the Town Code, and all other applicable laws, rules and regulations, (ii) confirmation that all necessary written approvals of the Putnam County Health Department as required under Town Code Chapter 51 are obtained, and (iii) submission to the Town of proof of insurance as required under Town Code Chapter 51; and

BE IT FURTHER RESOLVED, that the Town Supervisor is hereby authorized to issue any documents necessary to give effect to this Resolution, consistent with the terms hereof, all in form satisfactory to the Supervisor and the Town Attorney.

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

RECREATION REQUEST(S)

Mr. Rogan made a **motion** to approve the purchase of 32 “T” shirts from Select Sportsman in the amount of \$448.00.

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

VETERANS MEMORIAL PARK REQUEST(S)

Mr. Rogan made a **motion** to approve the request of the Park Advisory Board for Item 4, in the parking lot at the Veterans Memorial Park. The Patterson Highway Department will perform the work in an amount of \$576.84 for labor and the cost of materials from Peckam for 36 tons in an amount of \$450.00.

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

ANNOUNCEMENTS

Mr. Rogan announced all the events happening in and around Patterson.

RICHARD WILLIAMS

PATTERSON LEASE AGREEMENT & NYSEG EASEMENT

Mr. Williams stated this is a lease agreement the Town has with BQ Energy and now Pattersun, who did the solar array at the landfills. The second item is an easement that NYSEG is looking for.

Conversation ensued.

Mr. Williams stated there will be further discussion on this topic.

FINAL FINANCIAL STATEMENTS

Mr. Williams stated every year we have to be audited and we had EFPR Group come in and do our audit. They went through all our records and our Town Comptroller is very efficient and there were no issues discovered.

Mr. Williams made a **motion** to approve the Audit Report to the Board completed by EFPR Group, CPA's dated June 10, 2016.

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

FRONT STREET SURVEY PROPOSAL

Mr. Williams stated we have a lawsuit against the Town from 2010. There was a sink hole that was caused by a collapsing pipe along Front Street. The pipe was on the property owned by Metro-North. The pipe was repaired by Metro-North. Nonetheless, we are being sued because a person went over to look at the sink hole and allegedly fell in the sink hole and did major damage to his knee. We discussed this with the attorney that was retained by the insurance company that is representing the Town on this, and since it is not on Town property, why are we involved in this. Why haven't we made a motion to have this dismissed. They agreed, but we can only go into court if we have a survey showing that it is not on your property. I asked Terry Bergendorff Collins to go out there and resurvey the area to demonstrate that the pipe is not on our property. Before I did that, I confirmed with the insurance carry and they will pick-up the cost.

Mr. Williams made a **motion** to authorize the expense to Terry Bergendorff Collins to do the survey on the sink hole in an amount not to exceed \$1,780.00.

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

NYSLRS STANDARD WORKDAY AND REPORTING RESOLUTION

Mr. Williams introduced the following Resolution

**R-0716-03**

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

KEVIN BURNS

CLOVER LAKE TAX CERTIORARI

Mr. Burns made a **motion** to retain Singleton Davis & Singleton in an amount not to exceed \$200.00 per hour, subject to provisions of a retainer agreement, satisfactory to the Supervisor and Town Attorney's office, limited to the Clover Lake Tax Certiorari and authorizing the Supervisor to execute any necessary documents.

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

LETTER OF RESIGNATION – PLPAB

Mr. Burns made a **motion** to accept the resignation of Rich Filippelli from the Putnam Lake Park Advisory Board as of July 1, 2016.

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

Mr. Burns stated we will be advertising for this position. If anyone is interested in serving on the Board, submit your resume to the Town Clerk.

Mr. Burns made a **motion** to authorize the Town Clerk to advertise the vacant position on the Putnam Lake Advisory Board.

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

Mr. Burns made a **motion** to add one item to his agenda.

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

Mr. Burns stated the Putnam Lake Advisory Board has received a request from Bear Mountain Newfoundland Club for its members to train their dogs at Putnam Lake, like they have in the past. We reviewed their request and will allow them to use Fairfield Beach on Sunday morning in July and August.

Mr. Burns made a **motion** to accept the above noted request, subject to providing the insurance certificate as outlined that Bear Mountain Newfoundland Club be allowed to use Fairfield Beach on Sunday mornings in July and August.

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

PUTNAM LAKE BALLFIELD DRAINAGE

Mr. Burns made a **motion** to approve the expenditure by James Gagliardo Excavating Contractors in an amount not to exceed \$4,565.00 for the installation of the excavation and installation of the drain along Haviland Drive.

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

BUDGET TRANSFER(S)

Mr. Burns made a **motion** to approve Budget Transfer No.22 through No. 27.

Budget Transfer No. 22

From:	DA.5140.400 Expense Accounts	Miscellaneous Contractual	\$(175.00)
To:	DA.5110.401 Expense Accounts	Vehicle & Liability Insurance	\$ 175.00

Budget Transfer No. 23

From:	DA.1990.400 Expense Accounts	Contingent Account	\$(41,848.00)
To:	DA.5130.200 Expense Accounts	Machinery Equip & Cap Outlay	\$ 41,848.00

Budget Transfer No. 24

Increase:	SPL.2001.401 Revenue	Park Charges – Softball	\$ 1,100.00
Increase:	SPL.7110.401	Parks Contractual – Softball	\$ 2,875.00
Decrease:	SPL.7110.400 Expense Accounts	Parks Contractual	\$(1,775.00)

Budget Transfer No. 25

From:	A.1990.400 Expense Accounts	Contingent Account	\$(597.00)
To:	A.7550.400 Expense Accounts	Celebrations Contractual	\$ 597.00

Budget Transfer No. 26

From:	A.9010.800 RP.9010.800 Expense Accounts	State Retirement State Retirement	\$(6,524.00) \$(2,929.00)
To:	A.9050.800 RP.9050.800 Expense Accounts	Unemployment Insurance Unemployment Insurance	\$6,524.00 \$2,929.00

Budget Transfer No. 27

From:	SP.7110.100 Expense Accounts	Parks Personal Services	\$ (625.00)
To:	SP.7110.450 Expense Accounts	Parks Contractual – Training	\$ 625.00

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

OTHER BUSINESS

Mr. Cook made a **motion** to refund \$225.00 for a building permit for a hot tub that will not be installed by Mr. Lit.

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

Mr. Williams stated due to the generosity of the Putnam County Health Department, we have Mosquito Bags here at Town Hall to hand out to our Patterson residents.

Mr. Williams stated last week, I met with New York State Main Street Alliance. They do a free assessment of your main street area, which they then file with the Department of State and the Office of Community Renewal and depending on the report and the condition of your main street, it is very useful in getting points for the grants. They are interested in coming in and assessing the Route 311 and Front Street area. We need to provide them with a letter of intent, which I prepared.

Mr. Rogan stated I'm all in favor of this.

Mr. Williams made a **motion** for the Town Board to authorize the Supervisor to send a letter to New York State Main Street Alliance and work with them on completing the assessment for the Patterson Hamlet.

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

Mr. Cook stated they are a good group to work with. I have worked with them in the past.

#### PUBLIC RECOGNITION

Mr. Mondy Ramon stated I am a member of the Patterson Library Trustee Board along with my colleague Ed O'Connor, I am here to share with you the UIL, for the Patterson Library. Today, Ed and I attended a committee meeting and the thing that I found striking was, a number of young people that were in the library, were working on was a program called "Summer Learning Buddies". They are getting teenagers to work with K-5 students, helping them with reading, math skills and writing book reports. I thought that was great. I passed the library tonight, and there are a lot of cars there with another activity going on relating to metal detectors. We are here to continue to offer our support to the library and the UIL number is [www.pattersonlibrary.org](http://www.pattersonlibrary.org) and you can find information on all the services provided by the library.

Town Board members stated thank you.

Mr. Burns stated I agree. There are all kinds of coupons in the library, too.

#### ADJOURNMENT

There being no further business, Mr. Rogan made a **motion** to adjourn the Town Board meeting at 8:00 p.m.

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

Respectfully Submitted,

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Antoinette Kopeck, Town Clerk