

PATTERSON TOWN BOARD MEETING
PATTERSON TOWN HALL
1142 ROUTE 311
PATTERSON, NEW YORK 12563
July 24, 2013

MINUTES

PRESENT: MICHAEL GRIFFIN, SUPERVISOR
KEVIN BURNS, COUNCILMAN
CHARLES W. COOK, DEPUTY SUPERVISOR
EILEEN CORBLEY, DEPUTY TOWN CLERK
MICHAEL LIGUORI, TOWN COUNSEL

ABSENT: ROBERT MCCARTHY, COUNCILMAN

Salute to the Flag and Roll Call.

Supervisor Griffin called the Patterson Town Board meeting to order at 7:00 p.m. with 8 in attendance.

AUDIT OF BILLS

Mr. Cook made a **motion** to accept Abstract No. 13 as written:

General Fund \$35,602.88, Highway Fund \$374,508.30, Waste Water Treatment Plant \$7,462.00, Capital Fund \$88,664.83, Putnam Lake Light District \$1,013.30, Patterson Light District \$1,582.76, Patterson Refuse District #2 \$54.60, Patterson Park District \$222.55, Putnam Lake Park District \$2,278.24, Alpine Water District \$725.00, Fox Run Water District \$5,588.87, Trust & Agency \$34,995.88, Grand Total Abstract \$552,699.21.

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

MICHAEL GRIFFIN

INTRODUCTORY LOCAL LAW NO. I-6 – POLITICAL ADVERTISING

Mr. Griffin introduced a **Resolution Introducing Local Law I-6 and Providing for Public Notice and Hearing – Political Advertising:**

R-0713-05

BE IT RESOLVED that an amendment to Patterson Town Code Chapter 124, entitled "Political Advertising", is hereby introduced by Supervisor Griffin, as Introductory Local Law #1-6 of the year 2013 before the Town Board of the Town of Patterson in the County of Putnam and State of New York, and

BE IT FURTHER RESOLVED, that copies of the aforesaid proposed Amendment, which is attached hereto, be laid upon the desk of each member of the Board, and

BE IT FURTHER RESOLVED, that the Town Board will hold a public hearing on said proposed Amendment at the Town Hall, in the Town of Patterson, New York at 7:00 o'clock P.M. on August 14, 2013, or as soon thereafter as may be held, at which time all persons interested therein shall be heard, and

BE IT FURTHER RESOLVED, that the Town Clerk publish or cause to be published a public notice in the official newspaper of the Town of Patterson of said public hearing at least five (5) days prior thereto.

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

LETTER OF RESIGNATION – JUSTICE COURT OFFICER

Mr. Griffin made a **motion** to accept Mr. Frank Gallipani's resignation as Court Officer for the Town of Patterson effective July 16, 2013.

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

Mr. Burns stated Mike is this a second person who is resigning or is this the same person.

Mr. Griffin stated this is a Court Officer and I think we did a Court Clerk. It seems like people are coming and going.

JUSTICE COURT REQUEST – NEW HIRE

Mr. Griffin made a **motion** to approve the appointment of Michael G. Tozzi at a rate of \$22.00 per hour chosen by the Court to replace Officer Frank Galipani as Court Officer with completion of all paperwork and the approval of the Personnel Officer.

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

KEVIN BURNS

PLPAB REQUEST(S)/UPDATE

Mr. Burns made a **motion** to have the Code Enforcement Officer issue letters to these nine vehicles who we have found parked there repeatedly and we will evaluate future action thereafter.

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

Ms. Dede Lifgren, Park Advisory Board stated I just want you to look at the map I gave you. We will be doing a brochure so everyone can see where the park land lies and identify the boat launches and boat storage areas, the inactive beaches that are open and cleared and will be maintained and the two swimming locations and memorial field. This is a basic introduction that will be a tri-fold brochure that we will have available for newcomers at the beaches. On the second page you will see signs and we would like to take down some of the old signs that were left over and we would like to put up signs that identify those park areas that we left open for people to use.

Mr. Burns stated are these permanently posted signs or are they seasonal signs.

Ms. Lifgren stated we will put them out on posts.

Mr. Burns stated how big are they.

Ms. Lifgren stated the open park area signs are 36" x 28" and the boat launches are smaller 24" x 30". They will be brown. Do you have any objections with us going forward with this.

Mr. Griffin stated not at all.

Mr. Cook stated are you going to mail this to the District or are you handing them out.

Ms. Lifgren stated the map will be on the website and we will have the brochures at the local stores, beaches and any newcomers who come into the area we will mail it to them.

Mr. Burns stated congratulations, the newsletter looked very nice.

Ms. Lifgren stated thank you.

CHRISNICK P. LLC TAX CERTIORARI SETTLEMENT RESOLUTION

Mr. Burns introduced the following **Resolution Authorizing Settlement of Tax Certiorari Proceeding in the Matter of Chrisnick P. LLC v. Town of Patterson, et al Supreme Court, County of Putnam Index Nos. 11-001859, 12-001757:**

R-0713-06

WHEREAS, the Town of Patterson is currently a party respondent in a certain tax certiorari proceeding entitled CHRISNICK P. LLC V. TOWN OF PATTERSON, ET AL, currently pending in the Supreme Court, State of New York, County of Putnam, in which the total assessed valuation of premises shown on the Patterson Tax Map as Section 24, Block 1, Lot

77 as listed on the 2011/2012, 2012/2013, and 2013/2014 Assessment Rolls is being contested ; and

WHEREAS, the Assessor of the Town of Patterson and the property owner have agreed to settle the proceeding by reducing the assessed valuation of the subject premises as follows:

<u>Assessment Roll Year</u>	<u>Original Assessment</u>	<u>Reduced Assessment</u>	<u>Amount of Reduction</u>
2011/2012	907,100	735,000	172,100
2012/2013	898,000	735,000	163,000
2013/2014	880,000	735,000	145,000

WHEREAS, the Town Assessor has recommended that the Town Board accept the settlement proposal set forth above;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Patterson hereby approves and ratifies the settlement of the above described proceeding as recommended by the Town Assessor; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Patterson hereby authorizes the Town Supervisor and/or the Town Assessor to execute any and all documents necessary to give effect to this resolution.

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

Mr. Griffin stated the numbers on this aren't big at all. I doubt we are talking about a few thousand dollars.

Mr. Cook stated that was my question. I was curious what the dollar impact was along with the reduced assessment.

BUDGET TRANSFER(S)

Mr. Griffin made a **motion** to approve Budget Transfer No. 18 through 21:

Budget Transfer No. 18

Increase: SPL.2001.402 Park & Recreation Charges –Swim Team \$244.00
Revenue Account

Decrease:	SPL.7110.102	Park & Personal Services-Swim Team	\$(2,000.00)
Increase:	SPL.7110.402	Park Contractual – Swim Team	\$ 2,244.00
	Expense Account		

Budget Transfer No. 19

Increase:	H.0902	Fund Balance Designated Cap Project	\$ 5,500.00
		Fund Balance Account – Reserves	
Increase:	H.89898.014	Special Services WWTP Construction	\$ 5,500.00

Budget Transfer No. 20

From:	A.1990.400	Contingent Account	\$(5,000.00)
To:	A.1320.400	Auditor Contractual	\$ 5,000.00
	Expense Accounts		

Budget Transfer No. 21

From:	RP.8160.402	Sanitation-Transfer Charges	\$(5,500.00)
	RP.8160.404	Sanitation-Fuel Charges	\$(2,500.00)
	RP.9060.800	Hospital & Medical Insurance	\$(4,000.00)
To:	RP.8160.400	Sanitation Contractual	\$12,000.00
	Expense Accounts		

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

CHARLES COOK

RECREATION REQUEST(S)

Mr. Cook made a **motion** to approve the request form from Matt Chibbaro to purchase “T”-shirts from Steve Dinucci in an amount not to exceed \$310.00.

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

Mr. Cook made a **motion** to approve the purchase of a memorial bench to be placed outside the Recreation Center in memory of Justin Langlois in an amount not to exceed \$1,100.00. Justin was a part-time worker at the Center, very dedicated, an excellent employee and a fine young man. Unfortunately he passed away last year. There is money for this through the sale of two pieces of recreation equipment.

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

Mr. Cook made a **motion** to approve the bowling program to be held at the Carmel Bowl and for the tumbling program to be held at the Recreation Center and the hiring of Mrs. Mindy Conciatori at a rate of \$25.00 per hour.

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

Mr. Cook stated I submitted a grant request on behalf of the Board to Senator Greg Ball’s office for \$50,000.00 for maintenance equipment for park land, additional fencing, beach equipment, docks, drainage and retaining walls. I hand delivered it to Senator Ball’s office last week and it is in the system. It is a reimbursable grant which means you have to put out the money first and then get your money back. We wish Senator Ball good luck in getting the grant for us.

ROBERT MCCARTHY-ABSENT

LOCAL LAW NO. 5 SIGNS - DISCUSSION

Mr. Griffin stated since Mr. McCarthy couldn't make it, I will do his agenda.

Mr. Griffin stated at the Public Hearing last meeting for Local Law 5 "Signs" there were a number of comments about the sign law and I would like to thank the Town Planner, Mr. Williams because he has taken it upon himself to respond to all the comments. I don't know if this has been shared with anyone, particularly the individual who asked the questions. If you would like I could read this quick, if not, I can get you a copy.

Mr. Majors stated it is not necessary to read it.

Mr. Griffin stated ok. I will give you a copy after the meeting and you can see the Town's responses to the questions that were raised.

Mr. Cook stated I have one question for Mr. Williams. You concluded a nice update regarding a court of appeals case and nine factors established by that decision.

Mr. Williams stated you want more information on it.

Mr. Cook stated could we have the nine factors.

Mr. Williams stated yes, absolutely. I'm not going to sit here and give them to you right off the top of my head.

Mr. Cook stated no, at your convenience.

Mr. Williams stated are the changes acceptable, should I incorporate them and are the changes to be deemed significant and therefore necessitating a second Public Hearing.

Mr. Griffin stated I'm not the one to answer the second part of that question. Yes, the language changed to 154.65H is fine. I think it clears it up and makes it pretty clear where you can and can't put the signs. The rest are explanations and then the only thing I see is to do with the DOT question and the Town Attorney will have to weigh in on this.

Conversation ensued.

HIGHWAY REQUEST

Mr. Griffin stated this had to do with the purchase of a new vehicle. By their request this will be tabled.

CARMEL LACROSSE REQUEST - REFUND

Mr. Griffin stated I don't have a problem going along with the recommendation. I wish they had put a dollar amount in there. Basically they are seeking a refund for the month of June. I don't have a problem with this but I think I will table this until we have a specific dollar amount and we can do it at the August meeting.

PATTERSON FIREMEN'S CARNIVAL ANNOUNCEMENT

Mr. Griffin stated the Patterson Firemen's Carnival is being held tonight July 24 to July 27. The parade is Friday and the fireworks are on Saturday night at 10:00 p.m.

OTHER BUSINESS

Mr. Griffin stated just a reminder that on Saturday is the concert at 7:00 p.m. at the Patterson Recreation Center. The Southern Dutchess Concert Band playing your favorite patriotic and popular tunes. Admission is free. For any information, call the Duffle Bag at 878-7106.

Mr. Griffin stated Pete Dandriano has been working on our Traffic Safety Board for the County and Pete has been working on a number of resident complaints, Highview Drive in particular about excessive speed and working with the Sheriff's Department. I asked him here tonight to give us an update on Highview Drive and any others that may come to mind.

Mr. Pete Dandriano, Putnam County Safety Board Town of Patterson stated I just want to follow up with the Board with the complaint from Suzanne Bruce on Highview Drive. She complained last month of vehicles speeding up and down Highview Drive. I brought this up at the June Traffic Safety Board meeting with the Sheriff and he told me he would address it with his patrol captain. Mrs. Bruce told me she did see the sheriff patrols on the road but then they stopped. I emailed her to follow up that the Town really can't do much more. She wanted us to do a speed bump and I explained to her that we can't do them. I did visit the site and it does have adequate signage. There are speed limit signs, slow children ahead signs up and down the roadway, so there really is not much more that the Town can do. I observed that there were a lot of vehicles going up and down and I stopped in and visited Mrs. Bruce. I explained to her that the Town really can't do much more. I advised her to put a little pressure on the sheriff's office. She wanted to start a petition in her neighborhood and give it to the Town and I told her that would be fine, but again I said there isn't much more we could do. I told her she could take that petition to the sheriff's office and maybe they will do a little more enforcement. She was very happy that I stopped by and very happy that the Town Board listened to her complaint and we are doing stuff to help her out.

Mr. Cook stated Pete can you support that portable sign that shows what speed you are doing. Could you approach the sheriff's department and see if you can get that on that block.

Mr. Dandriano stated yes, I am going to reach out to them and see if they can park that sign out there.

Mr. Griffin stated if there are any repeat offenders like a blue camaro going through there on a regular basis, they can identify or get a license plate and we could follow up with a letter to them from the Town. We have the ability to look up license plates. Thanks Pete.

PUBLIC RECOGNITION

Mr. Majors stated do you have an update on Garbage District No. 2. I know you hired a consultant and things were going to happen. I was curious where we are with that.

Mr. Griffin stated we expect and anticipate a report in the next couple of weeks with recommendations as part of that report.

Mr. Majors stated ok, great. It is great to know that Putnam Lake Park District is getting some assistance from Greg Ball, I think that is wonderful.

Mr. Griffin stated we are hoping.

Mr. Majors stated I know another grant went in for some other money, I think that's wonderful and I don't want to see them lose their grants but I think our Park District could use a little help. We put out the bid about the bathrooms for \$80,000.00 and things like that. I was hoping Mr. McCarthy would be here since he is on the committee of the Park District. If he is away on vacation, maybe someone else could do it. It would be great if he could go and sit down with Greg Ball's office and see if some money could come to this side of Town as well.

Mr. Griffin stated do you want your Laws update.

Mr. Cook stated sure.

Mr. Griffin stated we went to court and we actually won, their claim was dismissed. Then there was the issue of the money they owe the Town and the Town Attorney figured out that it was somewhere north of \$40,000.00 with interest. Laws declined to pay that amount of money. I suggested a slightly smaller amount to the Town Attorney when they go back to court in August. The bottom line right now is I think we paid Tim Curtiss somewhere in the neighborhood of \$20,000.00. I don't think we should settle for anything less than about \$35,000.00. That's just my opinion. We will see what happens when we go back to court in August.

Mr. Griffin stated the update on Clover Lake is that we may have to get an appraisal. I have to speak with Chris Boryk, Assessor, but he is on vacation this week. I spoke to Tim about it and apparently we may be at the point where we have to pay for an appraisal.

ADJOURNMENT

There being no further business, Mr. Cook made a **motion** to adjourn the Town Board meeting at 7:35 p.m.

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

Respectfully Submitted,

Antoinette Kopeck, Town Clerk