

PATTERSON TOWN BOARD MEETING
PATTERSON TOWN HALL
1142 ROUTE 311
PATTERSON, NEW YORK 12563
September 9, 2015

MINUTES

PRESENT: MICHAEL GRIFFIN, SUPERVISOR
CHARLES W. COOK, DEPUTY SUPERVISOR
PETER DANDREANO, COUNCILMAN
ANTOINETTE KOPECK, TOWN CLERK
DONALD M. ROSSI, TOWN COUNSEL

ABSENT: KEVIN BURNS, COUNCILMAN
SHAWN ROGAN, COUNCILMAN

Salute to the Flag and Roll Call.

Supervisor Griffin called the Patterson Town Board meeting to order at 7:00 p.m. with 16 in attendance.

REPORTS

Mr. Griffin asked the clerk to file the reports as read.

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

SUPERVISOR REPORTS

Mr. Dandreano made a **motion** to approve the Supervisor Report for July 2015.

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

MINUTES

Mr. Cook made a **motion** to approve the following minutes.

Town Board Meeting Minutes – July 22, 2015

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

AUDIT OF BILLS

Mr. Dandreano made a **motion** that the Town Board accept Abstract No. 15B as written

General Fund \$59,295.19, Highway Fund \$21,793.10, Putnam Lake Fire District \$100,475.00, Waste Water Treatment Plant \$9,590.13, Putnam Lake Light District \$1,492.92, Patterson Light District \$1,637.53, Patterson Refuse District #2 \$3,593.64, Deerwood Drainage District \$18.38, Quail Ridge Road Improvement District \$13,175.00, Patterson Park District \$34,876.73, Putnam Lake Park District \$12,423.65, Alpine Water District \$1,641.62, Dorset Hollow Water District \$1,596.08, Fox Run Water District \$1,177.81, Trust & Agency \$600.00, Grand Total Abstract \$263,386.78.

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

Mr. Dandreano made a **motion** that the Town Board accept Abstract No. 16 as written:

General Fund \$62,106.38, Highway Fund \$30,108.43, Waste Water Treatment Plant \$16,332.35, Capital Fund \$1,162.64, Putnam Lake Light District \$404.49, Patterson Light

District \$514.18, Patterson Refuse District #2 \$8,675.14, Patterson Park District \$8,168.49, Putnam Lake Park District \$1,824.75, Alpine Water District \$309.32, Dorset Hollow Water District \$1,193.56, Fox Run Water District \$487.52, Trust & Agency \$300.00, Grand Total Abstract \$131,587.25.

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

KEVIN BURNS-ABSENT

PETER DANDREANO

HAMLET WATER PROBLEMS

Ms. Jennifer Gallagher and her neighbor Peggy explained all the problems with their well water. There is so much salt in their water that they cannot cook, drink or bathe in it and sometimes the water foams and her family has been getting rashes.

Mr. Williams stated what has left me concerned is that whatever is going on is leading to rashes. I believe you mentioned last night there is some foaming water.

Ms. Jennifer Gallagher stated yes, almost like a detergent like quality.

Mr. Williams stated that is generally caused by some sort of surfactant within the water column. Generally generated by some sort of organic material. I spoke with Ann Binder and we bounced some things off and we are kind of in agreement that what we have to do is more testing. I know it's costly, but we both agreed that you should be looking at PH and hardness. They are low cost and the sodium is generally low cost. After that, if they all come back high but within the normal range, you might want to look at some other tests. I can help you out with some labs that we use. We are going to be getting into the \$250.00 price range for doing that.

Ms. Gallagher stated my conversations with people that are in the business, Henry Boyd who knows a lot about it, Mick Pfister whose clear water pump is the one who services the water softener said you have to find out what it is before you are trying to remedy it, because it's a shot in the dark. Henry Boyd's estimation was that if you dig a new well, even if that was feasible on your property, chances are you are going to dig another contaminated well. There isn't a big enough space there, so where are you going to go. Digging down deeper, it depends on what the source of the contaminant is. Double casing it may not be the answer and really discovering what it is that is causing the contamination is number one. In the interim, I can't drink my water or bathe in it comfortably. We did the PH, a basic profile, plus coliform and what I was told by Rich at North Town Medical Lab is now you are talking about individual substances. We went with the sodium and the chloride, because that was what Ann Bitner suggested to us. Beyond that, you have to do a large scope and that is approximately \$1,800.00.

Mr. Williams stated we can narrow that down. I would target the organic first and that test runs anywhere between \$175.00 to \$250.00. It's not small money, but it's not the \$1,800.00. Then you can start eliminating things off the list. There is no sense putting a RO system to dissolve the salt issue if it's really not a salt problem.

Ms. Gallagher stated exactly. I have gotten a million different suggestions for people of what it might be and how you would remedy those things. I spoke with the EPA, who put me in touch with a regional person, and he said I'm reading the numbers and he thought that was really bad. In his mind, he felt it was inorganic, which is more frightening to me.

Mr. Williams stated at this point, the testing is the way to go and we will continue to work with you.

PLPAB – REQUEST(S)

Mr. Dandreano introduced the following **Resolution for Acceptance of Proposal for Memorial Field Basketball Court Site Preparation:**

R-0915-01

WHEREAS, the Town Board of the Town of Patterson has duly obtained quotes for the preparation of the site for the Memorial Field Basketball Park (the “Project”), including, without limitation, removal of trees and stumps, grading and the installation of topsoil and seed; and

WHEREAS, James Gagliardo Excavating Cont. Ltd. (the “Company”), has submitted the lowest quote for the Project, namely \$14,500.00, plus \$100.00 per 20 yards of clean fill as needed, a full and complete copy of which is annexed hereto and hereby made a part hereof; and

WHEREAS, the amount of such quote is below the monetary threshold requiring public bidding for the letting of contracts for public work as set forth in Section 103 of the New York General Municipal Law and the Town’s Procurement Policy; and

WHEREAS, the Town Board of the Town of Patterson hereby determines that the Company has submitted the lowest quote and wishes to accept said quote and award the contract therefor to the Company;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Patterson hereby accepts the quote of James Gagliardo Excavating Cont. Ltd. for the construction of the Project and authorizes the award of the contract to the Company; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Patterson hereby authorizes and directs the Town Supervisor to execute any and all documents, in a form satisfactory to the Town Attorney, and to take any and all other necessary or appropriate actions to give effect to this resolution.

Seconded by Mr. Cook.

Mr. Cook stated plus the \$100.00 per twenty yards of clean fill as needed.

Mr. Griffin stated on the proposal sheet is an amount not to exceed \$15,500.00.

Mr. Dandreano stated I will amend that not to exceed \$15,500.00.

All In Favor: Aye. Carried.

PLPAB REQUEST(S) – HEAD LIFEGUARDS

Mr. Dandreano stated I have a second request from the Putnam Lake Park Advisory Board. They would appreciate the following request to be approved, as soon as possible:

Promoting Junior Lifeguard Nick Guardo, Michael Rudolf, Daniel Rossi and Katrina Pointer to Head Lifeguard status at \$15.00 per hour.

Mr. Dandreano made a **motion** to approve the above noted lifeguards at a rate of \$15.00 per hour.

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

RECREATION CENTER – HVAC REPAIRS

Mr. Dandreano made a **motion** to approve the repair of the HVAC unit at a cost not to exceed \$1,385.00.

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

RECREATION REQUEST(S)

Mr. Dandreano stated I have a memo from Matt Chibbaro regarding a title change for Veronica Roach. I want her new title to be part-time Recreation Leader at a rate of \$15.50 per hour effective September 13, 2015.

Mr. Dandreano made a **motion** to approve the above noted title change for Veronica Roach at a rate of \$15.50 per hour, effective September 13, 2015.

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

Mr. Dandreano made a **motion** to approve the request of the Recreation Director to hire Sierra Mayhu as a Junior Staff Member at a rate of \$8.00 per hour.

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

Mr. Dandreano stated we have a memo from Matt Chibbaro, Recreation Director with a bunch of programs coming up.

Mr. Dandreano made a **motion** to approve all the rates they gave us as per the memo from Matt Chibbaro.

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

Mr. Griffin stated you can check the website for all the information and prices.

Mr. Dandreano made a **motion** to approve the purchase of bowling shirts from Steve Dinucci not to exceed \$165.00.

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

Mr. Dandreano made a **motion** to approve the purchase of cheerleading uniforms not to exceed \$300.00.

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

Mr. Dandreano made a **motion** to approve the purchase of reversal flag football jerseys not to exceed \$3,597.00.

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

CONFERENCE REQUEST(S)

Mr. Dandreano made a **motion** to approve training for a Court Clerk Conference in an amount not to exceed \$1,209.18.

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

Mr. Dandreano made a **motion** to approve training for the PERMA Safety Coordinator in an amount not to exceed \$141.10.

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

ANNOUNCEMENTS

Mr. Dandreano announced all upcoming events in and around the Town of Patterson.

CHARLES COOK

DEED RESTRICTIONS – 184 LAKE SHORE DRIVE

Mr. Cook introduced the following **Resolution Authorizing Acceptance of Donation of Real Property with Deed Restrictions:**

R-0915-02

WHEREAS, the Town Board of the Town of Patterson on motion adopted July 8, 2015, approved the acceptance of a donation from Mario Bisceglia of a certain parcel of vacant land known as 184 Lake Shore Drive, Patterson, New York, and shown on the Town of Patterson Tax Map as No. 25.49-1-18 (the "Property"); and

WHEREAS, Mr. Bisceglia has requested that the donation be made conditioned on the Property being used for a "public purpose"; and

WHEREAS, the Town Planner conducted a site inspection of the Property on July 7, 2015 to evaluate its condition and potential value to the Town; and

WHEREAS, the Town Planner has recommended that the Town accept the donation of the Property from Mario Bisceglia; and

WHEREAS, the Town Board wishes to accept the donation of the Property from Mario Bisceglia subject to a restriction of use for a "public purpose", including stormwater management, for no consideration subject to the Town Attorney's review of an updated title report confirming, among other things, that there are no liens or encumbrances against the Property, and the issuance of title insurance to the Town relating thereto;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby approves the acceptance of the donation of the Property from Mario Bisceglia as recommended by the Town Planner, and subject to the conditions set forth above; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Patterson hereby authorizes and directs the Town Supervisor to execute any and all documents, in a form satisfactory to the Town Attorney, and to take any and all other necessary or appropriate actions to give effect to this resolution.

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

PUTNAM LAKE BULK PICK-UP

Mr. Cook stated the Putnam Lake bulk pick-up will be held on Saturday, October 24, 2015.

Mr. Griffin stated this is for Garbage District No. 1. If you are not sure what garbage district you are in, please contact the Town Clerk's Office or the Supervisors Office.

HIGHWAY SALT SHED – CHANGE ORDER REQUEST

Mr. Cook stated **Resolution for Acceptance of Change Order for Construction of a Salt/Sand Storage Building Premises: Town Highway Garage 281 Cornwall Hill Road, Patterson, New York:**

R-0915-03

WHEREAS, the Town Board of the Town of Patterson duly advertised for bids for the construction of a Salt/Sand Storage Building (the "Building") at 281 Cornwall Hill Road, Patterson, New York and accepted the proposal of \$358,200.00 of Park Lane Construction & Development by resolution dated May 20, 2015; and

WHEREAS, the Town Board has received a change order dated August 7, 2015 providing for a reduction of \$18,900.00 of the contract cost for work completed by the Town, a full and complete copy of which is annexed hereto and hereby made a part hereof; and

WHEREAS, the Town Board desires to approve said change order;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Patterson hereby approves the change order of Park Lane Construction & Development for the construction of the Building for and in consideration of the reduced sum of \$339,300.00 and otherwise in accordance with the Bid Specifications therefor; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Patterson hereby authorizes and directs the Town Supervisor to execute any and all documents, in a form satisfactory to the Town Attorney, and to take any and all other necessary or appropriate actions to give effect to this resolution.

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

VINTAGE TECH – E-WASTE CONTRACT EXTENSION

Mr. Cook introduced the following **Resolution to Approve Agreement with Vintage Tech, LLC**:

R-0915-04

WHEREAS, in connection with its efforts to participate in an electronic waste recycling program and related waste services, the Town of Patterson entered into a Service Agreement with Vintage Tech, LLC, the County of Putnam and other municipalities in the County of Putnam dated as of September 9, 2015 identified as Contract No. 20140264; and

WHEREAS, the Service Agreement provides for the County of Putnam to pay all fees related to the services provided by Vintage Tech, LLC; and

WHEREAS, the initial term of the Service Agreement was from December 30, 2013 to and including December 31, 2014, with the Town having the right to extend the Agreement for two (2) additional one (1) year periods; and

WHEREAS, the Town Board desires to extend the Service Agreement to and including December 31, 2015;

NOW, THEREFORE BE IT RESOLVED, that the Town Board approves the extension of the Service Agreement to and including December 31, 2015; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Patterson hereby authorizes and directs the Town Supervisor to execute any and all documents, in a form satisfactory to the Town Attorney, and to take any and all other necessary or appropriate actions to give effect to this resolution; and

BE IT FURTHER RESOLVED that the Town Board of the Town of Patterson hereby approves and ratifies all acts heretofore taken by the Town Board, Town Supervisor and any and all Town Officials in connection with the subject agreement.

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

BUDGET TRANSFERS

Mr. Cook made a **motion** to approve Budget Transfer No. 17 through 21.

Budget Transfer No. 17

Increase:	DA.2680 Revenue	HWY – Insurance Recoveries	\$24,429.00
Increase:	DA.5130.400 Expense Accounts	HWY – Machinery Contractual	\$24,429.00

Budget Transfer No. 18

Increase:	SWA.0599 Fund Balance	Appropriated Fund Balance	\$11,000.00
Increase:	SWA.8310.200 Expense Accounts	Alpine Water Equipment & Capital	\$11,000.00

Budget Transfer No. 19

Increase:	A.0599 Fund Balance	Appropriated Fund Balance	\$150,000.00
Increase:	A.4540.400 Expense Account	Ambulance Contractual	\$150,000.00

Budget Transfer No. 20

From:	A.1990.400 Expense Account	Contingent Account	\$(6,665.00)
To:	A.1930.400 A.1950.400 Expense Accounts	Judgements & Claims Contractual Taxes & Assessments Contractual	\$5,970.00 \$ 695.00

Budget Transfer No. 21

From:	SPL.7110.102 Expense Account	Parks Personal Services – Swim Team	\$(54.00)
To:	SPL.7110.402 Expense Accounts	Parks Contractual – Swim Team	\$ 54.00

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

GOLDEN AGE SENIORS REQUEST

Mr. Cook made a **motion** to approve the request from the Golden Age Seniors to go to the Westchester Theater in an amount not to exceed \$1,120.00.

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

SHAWN ROGAN - ABSENT

MICHAEL GRIFFIN

PUTNAM LAKE DAM SLUICE GATE – CHANGE ORDER

Mr. Griffin introduced the following **Resolution for Change Order for Additional Cost for Construction of Putnam Lake Dam Sluice Gate:**

R-0915-05

WHEREAS, the Town Board of the Town of Patterson duly advertised for bids for the construction of a sluice gate for the Putnam Lake Dam, Patterson, New York (the “Project”) and accepted the bid therefor of Arold Construction Co. Inc. (“Arold”) by resolution dated August 12, 2015; and

WHEREAS, the Town of Patterson and Arold entered into a contract for the completion of the project dated September 9, 2015; and

WHEREAS, Arold has submitted a summary of additional unforeseen costs associated with the construction of the sluice gate dated September 4, 2015, a full and complete copy of which is annexed hereto and hereby made a part hereof; and

WHEREAS, the total additional cost for labor and materials is \$1,564.00;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Patterson hereby approves the additional costs of \$1,564.00 for the construction of the Putnam Lake Dam sluice gate; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Patterson hereby authorizes and directs the Town Supervisor to execute any and all documents, in a form satisfactory to the Town Attorney, and to take any and all other necessary or appropriate actions to give effect to this resolution; and

BE IT FURTHER RESOLVED, that a change order shall be approved and executed by the Town of Patterson and Arold for the additional costs which incorporates the abovementioned summary.

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

REFUSE REQUEST – SUBSTITUTE HIRE

Mr. Griffin stated I have a memo from Frank Farrell, Garbage and Recycle Administrator to hire Gene Boo at a rate of \$26.98 per hour as a temporary hire for the Garbage and Recycling Center to be used only as necessary and after his background check is completed and approved.

Mr. Griffin made a **motion** to approve the above noted hire at the request of Frank Farrell.

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

HUDSON VALLEY APPRAISAL CORP. - RESOLUTION

Mr. Griffin introduced the following **Resolution for Professional Services Contract with Hudson Valley Appraisal Corporation for Professional Accounting Services:**

R-0915-06

WHEREAS, in connection with its defense of a certain tax certiorari proceeding entitled *In the Matter of Martin Associates and Randall Benderson 1993-1 Trust v. Town of Patterson et al.*, currently pending in the Supreme Court, State of New York, County of Putnam, the Town of Patterson deems it necessary to obtain professional appraisal services to determine fair market value of the property which is the subject of said proceeding; and

WHEREAS, the Town Board has received a Proposal dated August 20, 2015 for a preliminary appraisal report and related services (the "Proposal") from HUDSON VALLEY APPRAISAL CORPORATION (the "Corporation"), a copy of which is annexed hereto and hereby made a part hereof; and

WHEREAS, contracts for professional services where the fees will be less than \$20,000.00 are not subject of the competitive bidding requirements of the Town's Procurement Policy, and the Proposal sets forth fees for the Corporation's professional services that are below, and are not anticipated to exceed, \$20,000.00; and

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Patterson hereby accepts the terms set forth in the Proposal annexed hereto; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Patterson hereby authorizes and directs the Supervisor to execute any and all documents in such form as is satisfactory to the Town Supervisor and the Town Attorney, and take whatever other actions may be necessary to give effect to this resolution.

Seconded by Mr. Cook.

Mr. Cook stated discussion. They are attesting their assessment.

Mr. Griffin stated yes.

Mr. Cook stated will we have to take this further. Will we have to hire someone outside the staff.

Mr. Griffin stated this is to do the appraisal on the property. Before we can go to court with them, we have to have an appraisal.

Mr. Williams stated the resolution basically authorizes the Assessor to sign the contractual agreement with the firm. I believe that should be the Supervisor.

Mr. Griffin stated their agreement shows Mr. Boryk signs in court. The Town Attorney is already aware of it and it will be amended.

All In Favor: pending the amendment; Aye.

VFIS – INSURANCE PROPOSAL

Mr. Griffin introduced the following **Resolution for Group Term Life Insurance for Patterson/Putnam Lake Fire Department:**

R-0915-07

WHEREAS, the Town Board of the Town of Patterson desires to obtain a Group Term Life Insurance Policy (the “Policy”) providing term life insurance coverage for the active and retired emergency service volunteers of the Patterson/Putnam Lake Fire Department; and

WHEREAS, the Town has received a Policy proposal (the “Proposal”) from Glatfelter Speciality Benefits detailing the Policy premium and other relevant information, a full and complete copy of which is annexed hereto and hereby made a part hereof; and

WHEREAS, the initial annual cost of such Policy is \$4,451.04;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Patterson hereby approves the obtaining of a Group Term Life Insurance Policy from Glatfelter Specialty Benefits consistent with the Proposal; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Patterson hereby authorizes and directs the Town Supervisor to execute any and all documents, in a form satisfactory to the Town Attorney, and to take any and all other necessary or appropriate actions to give effect to this resolution.

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

TAVANO VS PATTERSON APPEAL

Mr. Griffin introduced the following **Resolution Authorizing Appeal in the Matter of Steven Tavano vs. Zoning Board of the Town of Patterson:**

R-0915-08

WHEREAS, by Decision and Order dated August 19, 2015 in the matter of STEVEN TAVANO V. ZONING BOARD OF APPEALS OF THE TOWN OF PATTERSON, Index No. 497/2015, the Supreme Court of the State of New York, County of Putnam, annulled the February 18, 2015 determination of the Patterson Zoning Board of Appeals (the “ZBA”) which denied a request by Steven Tavano for an interpretation of the Code of the Town of Patterson determining that a second building on real property owned by him constituted a legal preexisting, nonconforming use; and

WHEREAS, the Town Board desires to appeal said Decision and Order;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Patterson hereby authorizes and directs the Town Attorney to perfect and prosecute an appeal of the above described Decision and Order and ratifies any action taken to date by the Town Attorney to perfect and prosecute the aforementioned appeal; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Patterson hereby authorizes and directs the Town Supervisor to execute any and all documents, in a form satisfactory to the Town Attorney, and to take any and all other necessary or appropriate actions to give effect to this resolution.

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

ACCEPT LETTER OF RESIGNATION

Mr. Griffin stated I have a letter of resignation to Judge Mole':

Thank you for the opportunity to serve you and the court of the Town of Patterson as part-time clerk. I have enjoyed fulfilling the responsibilities of the assignment, however; the office atmosphere has become uncomfortable and detracts from the professionalism of the court that the court deserves. Please accept my resignation effective as of today, dated: August 28, 2015, signed by Margaret M. Flynn.

Mr. Griffin made a **motion** to accept Ms. Flynn's resignation and we will perform an exit audit to ascertain more of the facts of the matter.

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

PATTERSON CROSSING STORMWATER MAINTENANCE AGREEMENT

Mr. Griffin introduced the following **Resolution for the Patterson Crossing Stormwater Management Agreement:**

R-0915-09

WHEREAS, as a condition of approvals by the Planning Boards of the Towns of Patterson and Kent for the "Patterson Crossing Project", Patterson Crossing Realty Company, LLC ("Patterson Crossing") has submitted an inter-municipal agreement entitled "Stormwater Management Facilities Maintenance Agreement" (the "Agreement") by and among the Towns of Patterson and Kent and Patterson Crossing, a full and complete copy of which is annexed hereto and hereby made a part hereof; and

WHEREAS, the Town Board recommends the approval of the Agreement;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby approves the Agreement; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Patterson hereby authorizes and directs the Town Supervisor to execute any and all documents, in a form satisfactory to the Town Attorney, and to take any and all other necessary or appropriate actions to give effect to this resolution; and

BE IT FURTHER RESOLVED that the Town Board of the Town of Patterson hereby approves and ratifies all acts heretofore taken by the Town Board, Town Supervisor and any and all Town Officials in connection with the subject agreement.

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

BUILDING DEPARTMENT MEMO – 40 SANBORN ROAD

Mr. Griffin stated we have a memo from the building department:

Please find the attached photos of Judge King's residence at 40 Sanborn Road. I feel the rear is in eminent danger of collapse. The structure is exposed to the elements and is not secured. I would like to place a placard on the building, as it is an attractive nuisance. My fear is that someone will enter the premises and be seriously injured. I am seeking your advice to proceed with the appropriate action.

Mr. Griffin stated Gentlemen, do you want me to handle this from here on out and report back to the Board periodically, as to what actions are taken.

Mr. Cook stated I had a conversation with Bob McCarthy and I believe he has been out there several times and he has, again put the owner on notice. He has put signs up, etc. I think that you, along with Bob, is much needed to resolve this situation.

Mr. Griffin stated I believe the Town Attorney and the Town Engineer will have to be involved in this process, as well. I will be happy to take on the project, and report back to the Board.

Mr. Rossi stated keep us advised of it. We have been through this before, but you are not authorizing that process to start yet. You are going to do some more investigation.

Mr. Griffin stated we want to make sure we have a complete road map of exactly how we are going to proceed.

Mr. Rossi stated if there is no response from the landowner, then that will be the time to authorize it.

Mr. Griffin stated we asked the landowner numerous times to address it and we have been promised a number of things and none have ever been delivered. At this point, the Building Inspectors opinion that it is unsafe, it could collapse and it isn't secured and I don't know that it will be secured anytime in the near future. The Town will probably have to go in and do the demolition, do the clean-up and bill it back.

OTHER BUSINESS

Mr. Cook stated a couple of weeks back, there was an article in the Putnam Courier about three gentlemen who work at the IBM Watson Research Center in Yorktown Heights. These three gentlemen saved the life of a contractor who was working in the building. He was found not breathing and without a pulse. Tom Dickson, Dave Raines and Jeff Berstrum applied CPR and all their training and saved this gentlemen's life. Dave Raines is our part-time Fire Inspector for the Town. I would like to acknowledge all three for their quick action and response. Thank God Dave was there and he was there at the right time and the right place.

Mr. Dandreano stated Tom Dickson is a Putnam Lake Fire Fighter as well.

Mr. Cook stated yes, the Deputy Chief at Putnam Lake Fire Department.

PUBLIC RECOGNITION

Ms. Pat McElroy stated I'm here regarding 40 Sanborn Road. I understand that I missed the beginning of that. I read the Town Code today pretty thoroughly. Unfortunately, I left it home, but I would like to know where we are going with this house, that we understood that one time before it was going to be condemned. It has been in disrepair, dilapidated, unsafe, uninhabitable, and full of different kinds of animals with little kids living all around. This is an ongoing problem for fifteen to twenty years. There were a lot of things I highlighted in the code that I would love to discuss. I would like to know what we are going to do with this house. Mr. and Mrs. King are very nice people, I'm not disparaging them what-so-ever, but I live there, I'm a real estate broker for twenty-five years and the prices and the values of the houses that surround this house are very low. The taxes that we pay are absurd. We do the right thing where we live, we have beautiful homes and we have a couple of different families that I feel are in violation of the code. I don't think that someone who is supposed to uphold the law, is supposed to also not be above the law. So, if you can't enforce rules, regulations and codes against other people who are going against the code, how can you expect to be a Judge behind the bench if you can't abide by those same codes.

Mr. Griffin stated we gave a little hiatus to the problem due to the Judge's health, but now that he is healthy again, we are going to commence to the condemnation.

Ms. McElroy stated ok, how long does this usually take. I think I read that it's thirty days.

Mr. Rossi stated I don't know enough about this.

Ms. McElroy stated Chapter 67 of the code.

Mr. Rossi stated I don't recall what the time frame is, but there is a notice period and then the Town can take steps, the Town incurs the expense and then charges the costs back to the landowner via an assessment against the property.

Ms. McElroy stated yes, that is what I read. So, we are taking those measurers.

Mr. Griffin stated yes.

Ms. McElroy stated great, that's what I wanted to hear. Thank you for your time.

Mr. Griffin stated the Tentative Budget was finalized today. I want to thank Trish Brooks for an exceptionally good job and to let you know that we did manage to be within our tax cap of .78. She did a lot of hard work, a lot of heavy lifting. Unfortunately, this does require \$185,000.00 of Fund Balance, with General Fund \$50,000.00 for Highway, but it's a really good starting point for a budget. I think the Town Board will get it across the finish line in good order and everyone will be getting their checks next year for the 2016 Election time. It's when the Governor will be mailing them out.

Ms. McElroy stated what if I wanted to make an offer on that house, property only. Just the way it is, just for the value of the property.

Mr. Rossi stated make an offer.

Mr. Griffin stated you know who the owner is.

Ms. McElroy stated I don't know where he is or how to get a hold of him.

Mr. Griffin stated we will be more than happy to pass that information along to him.

Ms. McElroy stated thank you.

ADJOURNMENT

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

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

Respectfully Submitted,

Antoinette Kopeck, Town Clerk